



SMITH COUNTY PROBATE FILING FEES

Effective September 1, 2017

Type	Statute	Fee
**** ALL FEES MUST BE PAID AT TIME OF FILING ****		
APPLICATIONS FOR PROBATE <i>Letters Testamentary & Muniment of Title (Includes posting & order)</i>	EST §256; §257	\$309
APPLICATION FOR DEPENDENT ADMINISTRATION <i>(includes posting & orders)</i>	EST §301	\$311
APPLICATION FOR INDEPENDENT ADMINISTRATION <i>(testate-having a valid will) (Includes posting & orders)</i>	EST §401	\$309
APPLICATION FOR INDEPENDENT ADMINISTRATION <i>(intestate-not having made a will) Includes fees for orders, posting citation & citation by publication for Determination of Heirship. County Courts require Determination of Heirship to be filed before granting Intestate Independent Administrations</i>	EST §401	\$433
APPLICATION FOR DETERMINATION OF HEIRSHIP <i>(includes orders, posting & citation by publication –required by the Courts)</i>	EST §202	\$391
APPLICATION FOR TEMPORARY ADMINISTRATION <i>(includes posting & orders)</i>	EST §452	\$311
APPLICATION TO PAY EMERGENCY FUNERAL EXPENSES <i>(includes orders)</i>	EST §152	\$254
SMALL ESTATES AFFIDAVIT <i>(includes order)</i>	EST §205	\$254
ANCILLARY PROCEEDINGS <i>(includes order)</i>	EST §501	\$254
COMMUNITY SURVIVOR <i>(includes order)</i>	EST §112	\$269
MOTION TO EXAMINE SAFETY DEPOSIT BOX <i>(includes order)</i>	EST §151	\$254
DEPOSIT WILL FOR SAFEKEEPING	EST §252	\$11
APPLICATION FOR GUARDIANSHIP <i>(includes orders/does not include personal service)</i>	EST §1101	\$313
APPLICATION FOR TEMPORARY GUARDIANSHIP <i>(does not include personal service)</i>	EST §1251	\$315
APPLICATION TO SELL PROPERTY OF MINOR <i>(includes order)</i>	EST §1351	\$269
APPLICATION TO PAY CLAIMS W/O GUARDIANSHIP <i>(includes order)</i>	EST §1355	\$269
APPLICATION FOR CREATION OF MANAGEMENT TRUST	EST §1301	\$254
ISSUANCE OF LETTERS <i>(testamentary, administration, guardianship, cert. of compliance)</i>	EST §306	\$2
PERSONAL SERVICE OF CITATIONS BY SHERIFF OR CERTIFIED MAIL	EST §51	\$80
ADDITIONAL CITATIONS ISSUED	EST §51	\$4
POSTING PROBATE CITATIONS / NOTICES	EST §51	\$40
CONTEST , ADVERSE ACTIONS, SUIT IN EXISTING CASE, MOTION FOR NEW TRIAL	EST §55 301.101	\$130
CLAIMS	EST §355	\$10

FILING FEES FOR DOCUMENTS FILED 90 DAYS AFTER THE ORIGINAL APPLICATION WAS FILED		LGC §118.052	
Type	Statute	Fee	
INVENTORY, APPRAISEMENT, & LIST OF CLAIMS <i>(includes order)</i>	EST §309.051	\$27	
ANNUAL ACCOUNT <i>(includes order)</i>	EST §1163	\$27	
FINAL ACCOUNT <i>(testate independent administration – no order or posting required)</i>	EST §405	\$25	
FINAL ACCOUNT <i>(intestate Ind. Adm./Dep. Adm./Guardianship. Includes posting & order)</i>	EST §405; §1204	\$67	
ANNUAL OR FINAL REPORT OF GUARDIAN OF THE PERSON <i>((includes order)</i>	EST §1163; §1204	\$12	
APPLICATION TO SELL REAL/PERSONAL PROPERTY <i>(includes posting & order)</i>	EST §251; §356	\$67	
JURY FEE	GC 51.604	\$40	
County Judge's Signature	LGC §118.101	\$2	
Certified or Exemplified <u>hard copies</u> -\$1 per page + \$5 for certificate	LGC §118.060 & 118.060	\$1 per page + \$5 Certify	
<u>Hard Copies</u> are \$1 per page	LGC §118.065	\$1/page	
E-Mailed Copies (Certified copies cannot be e-mailed)	0 -15 pages	\$1/page	
	16 + pages	\$15	
Probate Records Search	LGC §118.052	\$5	