



# SMITH COUNTY PROBATE FILING FEES

Effective September 1, 2017

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

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>(includes order - Does NOT include citations or service)</i>	EST §405	\$27
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 &amp; order)</i>	EST §251; §356	\$67
JURY FEE	GC 51.604	\$40
JUDGE'S SIGNATURE <i>(The Court requires all orders to be filed separately from pleadings)</i>	LGC §118.101	\$2
CERTIFIED OR EXEMPLIFIED HARD COPIES -\$1 per page + \$5 for certificate	LGC §118.060 & 118.060	\$1/page + \$5
HARD COPIES OF RECORDS	LGC §118.065	\$1/page
E-MAILED COPIES (ONLY Documents already in digital format - Certified copies cannot be e-mailed)	0 -15 pages 16 + pages	\$1/page \$15
PROBATE RECORDS SEARCH	LGC §118.052	\$5