

YOAKUM COUNTY DISTRICT CLERK

CIVIL FEE SCHEDULE – EFFECTIVE 01/01/2010

BASE FILING FEES [ALL NEW CASES]

**FILING SUIT – CLERK’S FEE [GC § 51.317] (effective 01/01/04)	\$ 50.00
STATE CONSOLIDATED FEE [LGC § 133.151] (effective 01/01/04) FAMILY - \$45.00	\$ 50.00
INDIGENT LEGAL SERVICES FEE [LGC § 133.152] FAMILY - \$5.00	\$ 10.00
SHERIFF / BAILIFF FEE [LGC § 118.131] <i>May not be assessed on Protective Orders</i>	\$ 10.00
LAW LIBRARY FEE [LGC § 323.023] (effective 09/01/99)	\$ 25.00
COURT REPORTER SERVICE FEE [GC § 51.601].....	\$ 15.00
RECORDS MGMT. / PRESERVATION FEE [GC 51.317 (b)(4) & (c)] (effective 01/01/04).....	\$ 10.00
COURT RECORD PRESERVATION FEE [GC § 51.708] (effective 01/01/10).....	\$ 5.00
RECORDS ARCHIVE FEE [GC § 51.305 (b)] (effective 01/01/10).....	\$ 5.00
SEVENTH COURT APPELLATE FEE [GC § 22.2081] (effective 06/19/09).....	\$ 5.00
L.C.D.R. / ALTERNATIVE DISPUTE RESOLUTION [CP&RC § 152.004].....	\$ 10.00
JUDICIAL SUPPORT FEE [LGC § 133.154] (effective 01/01/08).....	\$ 42.00
FAMILY PROTECTION FEE – DIVORCES ONLY [GC § 51.961] (effective 06/15/07)	\$ 15.00
TOTAL BASE FEE: CIVIL – \$237.00 DIVORCES – \$242.00 OTHER FAMILY – \$227.00	

****11 to 25 plaintiffs = \$75 / 26 to 100 ptf. = \$100 / 101 to 500 ptf. = \$125 / 501 to 1000 ptf. = \$150 / 1001 or more ptf. = \$200**

DIVORCE/ANNULMENT/VOID MARRIAGE

Base Fee	\$ 242.00
VS-165	\$ 1.00

ADOPTION & TERMINATION

Base Fee	\$ 227.00
VS-165/VS-160	\$ 1.00
Fees to TDSHS when adoption is granted:	
CAR Fund	\$ 15.00
Birth Certificate	
(\$25 + \$22 new BC)	\$ 47.00

PARENT-CHILD RELATIONSHIP

Base Fee	\$ 227.00
VS-165	\$ 1.00

NAME CHANGE/REMOVAL OF DISABILITY

Base Fee	\$ 227.00
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PROTECTIVE ORDER

Base Fee	\$ 227.00
Application Fee	\$ 16.00
<i>Assessed against respondent in final protective order only.</i>	

UIFSA

Base Fee	\$ 227.00
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FORFEITURE CASES

Base Fee	\$ 232.00
<i>Fees may assess only if seized amount exceeds \$2500.</i>	
<i>No fee may be assessed on cases filed by Task Force</i>	

PETITION FOR NON-DISCLOSURE

Base Fee	\$ 237.00
Non-Disclosure Fee	\$ 28.00

JUDGMENT NISI

Base Fee	\$ 237.00
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CASES TRANSFERRED TO YOAKUM COUNTY

Family Law	\$ 50.00
<i>(Clerk & Indigent Legal Services Fund)</i>	
Civil – Venue	\$ 237.00

CONDEMNATION – filed by State

Filing suit	\$ 162.00
<i>Excludes State, ADR & Records Archive fees</i>	

CONDEMNATION – all others

Base Fee	\$ 227.00
<i>Excludes ADR</i>	

ESSENTIAL NEED DRIVER’S LICENSE

Base Fee	\$ 237.00
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EXPUNCTION – No fee assessed on a petition filed within 30 days of an acquittal

Base Fee	\$ 237.00
\$1 + postage for each CM c/c of Notice of Hearing	
\$2 + postage for each CM c/c of Order of Expunction	

FOREIGN JUDGMENT

Base Fee	\$ 237.00
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ALL OTHER CIVIL SUITS

Base Fee	\$ 237.00
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SEVERED ACTION

Base Fee	\$ 237.00
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TAX SUITS

Base Fee	\$ 182.00
<i>Excludes Court Reporter, Library, ADR & Appellate fees</i>	

PETITION TO ENJOIN FRAUDULENT FILING

Fee	\$ 15.00
Service fee in person	\$ 20.00
or Certified Mail	<i>actual costs only</i>

ADDITIONAL FEES – FILING FEES FOR ANCILLARY ACTIONS / MOTIONS

CIVIL

Motion for Contempt, Cross Action, Counterclaim, Intervention, Motion for New Trial, 3rd Party Petition
[GC § 51.317 (b)(2)-\$15.00] [LGC § 133.152 (a)(2)-\$10.00] [GC § 51.317 (b)(4) & (c)-\$10.00]
[GC § 51.305 (b)-\$5.00] \$ 40.00

FAMILY

Motion to Modify, Motion for Enforcement, Notice of Application for Judicial Writ of Withholding,
Motion to Transfer, Petition for License Suspension, Motion to Revoke Stay of License Suspension,
[FC § 110.002-\$15.00] [LGC § 133.152 (a)(1)-\$5.00]..... \$ 20.00
Motion for Contempt, Cross Action, Counterclaim, Intervention, Motion for New Trial, 3rd Party Petition
[GC § 51.317 (b)(2)-\$15.00] [LGC § 133.152 (a)(1)-\$5.00] [GC § 51.317 (b)(4) & (c)-\$10.00]
[GC § 51.305 (b)-\$5.00] \$ 35.00

MISCELLANEOUS FEES

Administrative Writ of Withholding [FC § 158.503]\$ 15.00
Request to Modify or Terminate Withholding [FC § 158.403].....\$ 15.00
Subsequent Judicial Writ of Withholding – served by party [FC § 158.319].....\$ 15.00
Subsequent Writ of Withholding – served by party [FC § 8.267]\$ 15.00
Jury Fee [GC § 51.604]\$ 30.00
Witness Fee – Subpoena / per day (must be taxed as costs) [CP&RC § 22.001]\$ 10.00
Approval of Bond [GC § 51.318 (b)(6)].....\$ 4.00
Record Search (per search) [GC § 51.318 (b)(3) & (4)]\$ 5.00
Certificate of Name Change (Divorce) [FC § 45.106].....\$ 10.00
VS-160 Form (ADOPTION) [H&SC § 192.009 / FC § 108.003 & § 162.602 / GC § 51.319 (3)].....\$ 1.00
VS-165 Form (DIVORCE) [H&SC § 194.002 / FC § 6.410]\$ 1.00
(PATERNITY) [FC § 108.008 / GC § 51.319 (3)]\$ 1.00
Adoption – Central Adoption Registry (C.A.R.) Fund [FC § 108.006].....\$ 15.00
Application Fee – Protective Order (to be assessed against Respondent only) [FC § 81.003].....\$ 16.00
Court Registry – Accounting & Administrative Expenses
Interest bearing accounts [LGC § 117.054]..... (10% of interest accrued)
Non-interest bearing accounts [LGC § 117.055]..... 5% not to exceed \$ 50.00
(Withdrawal of funds generated in family law cases are exempt from fee deduction-09/01/99)
Insufficient Check Fee [Bus. & C. Code § 3.506]\$ 25.00
Interpreter Fee (if service performed) [CP&RC § 21.051]\$ 3.00
Copies: Certified, per page [GC § 51.318 (b)(7)].....\$ 1.00
Non-Certified, first page [GC § 51.318 (b)(8)]\$ 1.00
Each additional page [GC § 51.318 (b)(8)].....\$.25

NOTE: NO FEE SHALL BE CHARGED FOR COPIES MADE FROM MICROFILM OR OTHER ELECTRIC METHOD FOR USE BY THE COURT [GC § 51.3195] (effective 09/01/99)

ISSUANCE OF PROCESS

Abstract of Judgment (returned to Attorney to file with County Clerk) [GC § 51.318 (b)(5)]\$ 8.00
Capias [FC § 157.103]\$ 8.00
Citation (Example: Original Petition, Motion to Modify) [GC § 51.317 (b)(3) / GC § 51.318 (b)(2)].....\$ 8.00
Notice (Example: Motion to Transfer, UIFSA, etc.) [GC § 51.317 (b)(3) / GC § 51.318 (b)(2)].....\$ 8.00
Precept (Example: TRO, Protective Order, Order Setting Hearing, Motion to Enforce/Contempt)
[GC § 51.317 (b)(3) / GC 51.318 (b)(2)]\$ 8.00
Subpoena [GC § 51.318 (b)(1)].....\$ 8.00
Writ (Example: Execution, Garnishment, Attachment, Sequestration, etc.) [GC § 51.318 (b)(2)]\$ 8.00
Withholding Order or Writ [FC § 8.262 / FC §110.004].....\$ 15.00
Modification or Termination of Withholding [FC § 8.302 & § 8.303 / FC § 158.403].....\$ 15.00
Mail Order Suspending License or Order Vacating or Staying the Order
(Collect from Obligor Only) [FC § 232.008 & § 232.013].....\$ 5.00

SERVICE OF PROCESS

YOAKUM COUNTY SHERIFF'S DEPARTMENT – [LGC § 118.131] (effective 01/01/08)

- Non-writ Service of Process (Example: Citation, Precept to Serve, Notice, Subpoena, Show Cause....) \$ 60.00
- Writ Service of Process (Example: Attachment, Execution, Order of Sale, Sequestration).....\$100.00
- Capias\$100.00
- By Posting (An Affidavit for service by posting must accompany request for this service)\$ 60.00
- By Publication *(A brief statement of the nature of the suit must be provided)\$ 60.00

***PUBLISHER'S FEE (IF CITATION BY PUBLICATION) IS PAID DIRECTLY TO THE NEWSPAPER.**

YOAKUM COUNTY DISTRICT CLERK'S OFFICE:

- Service by Certified Mail [GC § 51.319]\$ 60.00

SERVICE THROUGH SECRETARY OF STATE [GC § 405.031 / CP&RC § 17.044 & § 17.045].....\$ 55.00

Each service – 1 original + 2 copies w/petition attached.....plus service fee – Travis Co.

(May be served by CM/RRR by Clerk [CP&RC § 17.026])

OTHER COUNTIES OR PROCESS SERVER:

- **PROCESS WILL BE RETURNED TO PARTY REQUESTING ISSUANCE AND PARTY WILL PAY FEE DIRECTLY TO THAT COUNTY OR PROCESS SERVER. CLERK MUST BE INFORMED OF AMOUNTS PAID OR DUE IN ORDER TO TAX AS COSTS.**

NOTE:

ALL FEES ARE DUE AND PAYABLE AT THE TIME OF FILING.

WE REQUIRE A SELF-ADDRESSED, POSTAGE PAID ENVELOPE IF YOU REQUEST A COPY OF ANY DOCUMENT TO BE RETURNED TO YOUR OFFICE.

ALL OUT-OF-COUNTY SERVICES WILL BE RETURNED TO THE ATTORNEY'S OFFICE FOR FORWARDING TO THE PROPER COUNTY.

ALL HEARING DATES MUST BE MADE THROUGH THE COURT COORDINATOR, CLAUDETTE BUSKE, TERRY COUNTY COURTHOUSE, 500 W. MAIN, ROOM 302W, BROWNFIELD, TEXAS, 79316, PHONE 806.637.7742.

THIS OFFICE DOES NOT ACCEPT FAX FILINGS.