MILAM COUNTY CLERK, 107 West Main, Cameron, Texas 76520
(254) 697-7049 / (254) 697-7055 fax
milamcoclk@milamcounty.net

Milam County Website
www.milamcounty.net

FEE SCHEDULE UPDATED – August 28 2015

Milam County Clerk's Office Staff are not attorneys. We do not provide legal advice or provide legal forms.

MILAM COUNTY COURT HOUSE BURNED April 9th,1874
Affidavits recorded in Volume 171 Page 183 of the Deed Records.

Effective 6/21/12 --- IDENTIFICATION MUST BE IN ENGLISH.
The County Clerk's Office does NOT accept the "Matricula Consular Cards' for Proof of Identification.

DOCUMENTS FILED AFTER 4:30 P.M. WILL BE PROCESSED THE FOLLOWING BUSINESS DAY.

PUBLIC INFORMATION REQUESTS pertaining to County Court in Milam County, Texas must be directed to the Milam County Clerk at either the mailing or email address first noted.

PAYMENTS FOR SERVICES RENDERED … When paying with any type of check or money order a copy of the signers Identification is mandatory even if paying with a Business check.
RETURNED CHECK FEE $30.00
Discover, Mastercard & Visa are accepted effective 01/01/2015.
Cash or credit card accepted when making a Criminal payment or requesting a Criminal search.
No REFUNDS issued - Payment & request returned if fee is not correct.

E-FILE – Milam County's implementation currently accepting in the permissive stage and mandatory January 01 2016.

2015 HOLIDAYS

- **January 2, Thursday – New Year's Day**
- **January 19, Monday – Martin Luther King Day**
- **February 16, Monday – President's Day**
- **April 3, Friday – Good Friday**
- **May 25, Monday – Memorial Day**
- **July 3, Friday – Independence Day**
- **September 7, Monday – Labor Day**
- **October 12, Monday – Columbus Day**
- **November 11, Wednesday – Veteran's Day**
- **November 26, Thursday – Thanksgiving Day**
- **November 27, Friday – Thanksgiving**
- **December 24, Thursday – Christmas Eve**
- **December 25, Friday – Christmas Day**

Recorded in Volume 71 Page 653 of the Minutes Commissioners Court.

2016 HOLIDAYS

- **January 1, Friday – New Year's Day**
- **January 18, Monday – Martin Luther King Day**
- **February 15, Monday – President's Day**
- **March 25, Friday – Good Friday**
- **May 30, Monday – Memorial Day**
- **July 4, Monday – Independence Day**
- **September 5, Monday – Labor Day**
- **October 10, Monday – Columbus Day**
- **November 11, Friday – Veteran's Day**
- **November 24, Thursday – Thanksgiving Day**
- **November 25, Friday – Thanksgiving**
- **December 23, Friday – Christmas Eve**
- **December 30, Friday – New Year's Eve**

Recorded in Volume 72 Page 372 of the Minutes Commissioners Court.

SERVICE FEE SCHEDULE EFFECTIVE JANUARY 01, 2015 Fees subject to change without prior notice.

LGC 118.011 (c) allows you to charge a fee for any service you provide that a specific statute does not set the fee. You should not provide a service without some fee assessed to offset the cost to your county for staff, facilities, equipment, etc.

$2.00 fee for ANY document that requires the Judge's signature.

Civil Process Service (or attempted service)

NOTICES:	2014	2015	2016
Subpoenas	$ 90.00	$100.00	$100.00
Summons	$ 90.00	$100.00	$100.00
Writ of Attachment	$ 125.00	$135.00	$135.00

Writ of Garnishment	**$ 125.00**	**$135.00**	**$135.00**
Writ of Sequestration	**$ 125.00**	**$135.00**	**$135.00**
Orders of Sale	**$ 125.00**	**$135.00**	**$135.00**
Writ of Possession (if move out exceeds two hours, additional fee of $45 per hour)	**$ 125.00**	**$135.00**	**$135.00**
Temporary Restraining Order	**$ 125.00**	**$135.00**	**$135.00**
Forcible Detainer	**$ 125.00**	**$135.00**	**$135.00**
Writ of Re-Entry	**$ 125.00**	**$135.00**	**$135.00**
Writ of Habeas Corpus	**$ 125.00**	**$135.00**	**$135.00**
SERVICE FEES:			
Small Claims Citation	**$ 90.00**	**$100.00**	**$100.00**
Justice Court Citation	**$ 90.00**	**$100.00**	**$100.00**
All Others Court's Citations	**$ 90.00**	**$100.00**	**$100.00**
Precepts	**$ 90.00**	**$100.00**	**$100.00**
OTHER SERVICE FEE:			
Posting Written Service	**$ 90.00**	**$100.00**	**$100.00**
Writ of Execution	**$ 125.00**	**$135.00**	**$135.00**
Writ of Restitution	**$ 125.00**	**$135.00**	**$135.00**
Execution – Bill of Sale	**$ 60.00**	**$70.00**	**$70.00**
Execution – Deed	**$ 60.00**	**$70.00**	**$70.00**
Taking & Approving Bond	**$ 40.00**	**$50.00**	**$50.00**
Notice of Retrieval Hearing – went into law 09-01-2015	**n/a**	**n/a**	**$100.00**
Order of Retrieval Hearing (if retrieval exceeds two hours, additional fee of $45 per hour) – went into law 09-01-2015	**n/a**	**n/a**	**$135.00**

County commission is based on percentage of monies collected ----
10% of first $10,000, plus an additional 5% of next $15,000, plus an additional 2.5% of amounts above $25,000.
Address: County Clerk - 107 West Main - Cameron Texas 76520 / 254 697 7049
Address: District Clerk - 102 South Fannin – Cameron Texas 76520 / 254 697 7052

Approved by the Milam County Commissioners' Court on Monday, August 11 2014 and Recorded in Volume 70 Page 387 of the Milam County Commissioner's Court Minutes.

Approved by the Milam County Commissioners' Court on Monday, September 14 2015 and Recorded in Volume 75 Page 362 of the Milam County Commissioners' Court Minutes.

CITATION SERVED BY CERTIFIED MAIL $90.00

OFFICIAL RECORDS

SB461 First page of the filing at the top of the page must include the following notice:
NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER. Effective 05-13-05

OFFICIAL RECORD DOCUMENTS	$26.00 first page / $4 each additional page For each name in excess of five names to be indexed in all records (Sec 118.0216) – 25 cents	Includes attachment or rider – Per Sec 11.003 Grantee's address must be included -

ASSUMED NAME CERTIFICATE	$26.00 first page / $4 each additional page	Clerk is not required to check if business name is in use.
UCC FILINGS	$26.00 first page / $4 each additional page	
STATEMENT OF OWNERSHIP	$26.00 first page / $4 each additional page	Real property – record Personal property – do not record
FEDERAL TAX LIEN or RELEASE	$31.00	
STATE TAX LIEN or RELEASE	$16.00	
HOSPITAL LIEN or RELEASE	$26.00	
CHILD SUPPORT LIEN or RELEASE	No fee	
PLAT with TAX CERTIFICATE	$55.00	

FORECLOSURES

Notice of Sale of Real Estate (posted 21 days prior to date of sale)	$3.00	Original & one copy presented to Clerk's Staff – Sale takes place at the East Door of the Milam County Courthouse, Cameron Texas

VITALS / BIRTH RECORDS

Applicant must meet the requirements of the Texas Bureau of Vital Statistics in order to purchase the certificate.
The applicant must tell the Clerk's Office if the certificate needs to be a Long form (issued from birth county only) or short form (issued from the BVS remote system). Once a certificate is printed from the Bureau of Vital Statistics Remote System the $23.00 fee must be paid.

If individual is requesting a birth certificate for a Passport the individual needs to contact the Passport Agency & ask if a long form certificate is necessary – if yes, it can ONLY be issued from the County the individual was born.

BIRTH CERTIFICATE	$23.00	
BIRTH CERTIFICATE SEARCH	$10.00	
BIRTH CERTIFICATE	$15.00	Bureau of Vital Statistics fee

AMENDMENT		
BIRTH CERTIFICATE COURT ORDER AMENDMENT	$18.00	
DELAYED BIRTH CERTIFICATE	$25.00	Bureau of Vital Statistics fee
DELAYED BIRTH CERTIFICATE	$28.00	Court Order
LEGITIMATION OF BIRTH / PATERNITY	$7.00	County Clerk
VERIFICATION OF BIRTH	$5.00	

MILITARY SERVICE – Government Code Sec. 603.003 Copies for Claims Relating to Military Service – application must be completed before Certificate is issued.

Filing & Certifying DD214 …… No fee

Effective 9/1/2003 Military Discharge and Related filings confidential record for 75 years from filing HB545.

Requestor to complete application with valid ID – record available to veteran, spouse, child, parent, nearest relative, appointment personal representative of estate, funeral home, another government body, and/or attorney in fact.)

MARRIAGE

The Milam County Clerk's Office will issue Marriage License "BY APPOINTMENT ONLY", Monday through Friday between 8:30 a.m. and 4:30 p.m.

Effective June 29, 2015 the Milam County Clerk's Office will issue Same Sex Marriage License's per Supreme Court Ruling June 26, 2015.

Effective 09/01/2013 - If a marriage ceremony has not been conducted before the 90th day after the date the license is issued, the marriage license expires.
Sec. 2.201 V.T.C.A. Texas Family Code

Applicants must provide Identification with their NAME & DATE OF BIRTH such as a Driver's License, Identification Card or other State issued card; a birth certificate or school I.D. can be used also. Both applicants must provide their Social Security Numbers (SS card not necessary).

MARRIAGE LICENSE	$82.00	$87 with Voluntary donation for Early Childhood – Effective 01/01/2014
MARRIAGE with TWOGETHER COURSE	$22.00	$27 with Voluntary donation for Early Childhood – Effective 01/01/2014
INFORMAL or DECLARATION OF MARRIAGE	$47.00	Family Code states applicant must be at least 18 years of age - Incarcerated person cannot apply for this license -
PROXY APPLICANTS		Military Only

DEATH CERTIFICATES

Applicant must meet the requirements of the Texas Bureau of Vital Statistics in order to purchase the certificate.
Death certificates are issued by the County the death occurred.

DEATH CERTIFICATE	$21.00 first plus $4 for each additional per request / per individual	
DEATH SEARCH	$10.00	
DEATH CERTIFICATE AMENDMENT	$15.00	Bureau of Vital Statistics Fee
VERIFICATION OF DEATH	$5.00	

C I V I L

A COUNTY court has concurrent jurisdiction with the JUSTICE COURTS in civil cases in which the matter in controversy exceeds $200.00
In value but does not exceed $10,000.00, exclusive of interest.
(LGC SEC. 26.042(a) Senate Bill 618 effective 9-1-07

Civil matters in which exclusive jurisdiction is not in the DISTRICT or COUNTY COURT and in which the amount in controversy
Is NOT MORE THAN $10,000.00, exclusive of interest.
(LGC SEC. 27.031 Senate Bill 618 effective 9-1-07

ALL ORIGINAL "CIVIL" FILINGS …… $245.00

Plus
CIVIL PROCESS SERVICE (or attempted service)
JURY TRIAL FEE if Trial is requested **$22.00**

ISSUANCE OF ABSTRACT OF JUDGMENT, EXECUTION, ORDER OF SALE, WRIT OR OTHER PROCESS
Govt. Code Sec. 118.0545 HB2398 Eff 09-01-1995 …….. **$ 5.00**
HB2804 Eff 09-01-2001

ISSUANCE OF CITATION - effective 04-01-2008 – Local Government Code 118.052(3)(A) and 118.059. **$ 8.00**

DRIVER'S LICENSE HEARING or OCCUPATIONAL DRIVER'S LICENSE PETITION

If a person has been convicted under penal code 49.04 (DWI) in county or district court they have to file for occupational license in the convicting court. It would be filed as civil related to criminal matters with filing fees accordingly including the E-filing fee of $20.00 and reported on the OCA report the same.

ORIGINAL FILING	$245 plus Civil process fee	
NON DISCLOSURE	$245	

CRIMINAL

Please be advised that the MILAM COUNTY CLERK does not accept or reply to requests for information from incarcerated individuals per statute:

Sec. 552.028. REQUEST FOR INFORMATION FROM INCARCERATED INDIVIDUAL. (a) A governmental body is not required to accept or comply with a request for information from: (1) an individual who is imprisoned or confined in a correctional facility; or (2) an agent of that individual, other than that individual's attorney when the attorney is requesting information that is subject to disclosure under this chapter.

The Milam County Clerk's Office has had a "verbal plan" regarding "no partial payments" on Criminal Court cases for many years. The reason being prior to the verbal plan Defendant's would set up payment plans and not follow through with their agreement. Since these payment plans were not paid as the Defendant agreed, the county is delinquent $65,354.56.

The Milam County Clerk's Office **will** continue the **"NO PARTIAL PAYMENT POLICY".** The defendant, attorney or other representative **shall "PAY THE TOTAL ASSESSED IN FULL" with a cashier's check or money order and or credit card …. Discover, Mastercard or Visa effective 02-01-2015.**
Signed this 2nd day of October, 2013. Barbara Vansa, Milam County Clerk

PROBATE

		EFFECTIVE 09-01-2015	
PROBATE OF WILL	$302	$312	Includes posted citation
ADMINISTRATION WITH WILL ATTACHED	$302	$312	Includes posted citation
ADMINISTRATION OF AN ESTATE	$302	$312	Includes posted citation
GUARDIANSHIP OF AN ESTATE	$302	$312	Includes posted citation
RECEIVERSHIP OF AN ESTATE	$302	$312	Includes posted citation

MUNIMENT OF TITLE	$302	$312	Includes posted citation
COMMUNITY SURVIVOR	$302	$312	Includes posted citation
SMALL ESTATES	$200	$312	Includes posted citation
DECLARATION OF HEIRSHIP	$200	$312	Includes posted citation
FOREIGN JUDGMENT	$173	$312	Includes posted citation
LIMITED GUARDIANSHIP	$173	$312	Includes posted citation
PROBATE ADVERSE ACTION	$83	$93	
CLAIM (Sec. 118.058)	$12		
PENDING PROBATE ACTION	$27		
INVENTORY & APPRAISEMENT	$27		**Sec. 118.052(2)(B)(i) After 90 days or after the date of the extended deadline**
ANNUAL ACCOUNT	$27		**No citation**
FINAL ACCOUNT	$27		**Plus service fee**
APPLICATION FOR SALE OF REAL OR PERSONAL PROPERTY	$27		**Plus service fee**
DECREE CONFIRMING SALE OF REAL PROPERTY	$2		**Must be on file for 5 days then given to the County Judge**
ANNUAL OR FINAL REPORT OF GUARDIAN OR A PERSON	$27		**Plus service fee**
CITATION BY PUBLICATION – prepared by County Clerk Staff	$8		**Plus $100 if served by County Clerk Staff**
WILL FOR SAFEKEEPING	$8		
LETTERS OF TESTAMENTARY, GUARDIANSHIP, ADMINISTRATION and / or CERTIFICATE OF MUNIMENT OF TITLE	$2		**Not included in original filing fee**

Probate Code Sec. 659. ISSUANCE OF LETTERS OF GUARDIANSHIP.

c) The clerk may not renew letters of guardianship relating to the appointment of a guardian of the estate until the court receives and approves the guardian's annual accounting.

The clerk may not renew letters of guardianship relating to the appointment of a guardian of the person until the court receives and approves the annual report.

MISCELLANEOUS FEES

BEER LICENSE PROTEST	$25.00	SB 1035 by Carona – effective 09-01-2013
COPIES	$1.00 plus $5 certification fee if requested	LGC 118.014 effective 9/1/93
SCHOOL CENSUS	$6.00	
CRIMINAL SEARCH	$5.00 per name / aka without cause # $1.00 per copy plus $5 certification fee	LGC 118.014 effective 9/1/93
CIVIL SEARCH	$5.00 per name / aka without cause # $1.00 per copy plus $5 certification fee	LGC 118.014 effective 9/1/93
PROBATE SEARCH	$5.00 per deceased or applicant	

	$1.00 per copy plus $5 certification fee	LGC 118.014 effective 9/1/93
DEPARTMENT OF AGRICULTURE	$10.00	Public Weigher Bonds filed with the Texas Department of Agriculture eff. 9/1/09 1-800-835-5832
BRANDS	$16 per brand / per location on animal	Statewide Blanket Renewal - Currently August 31 2011 thru February 28 2021 - Agriculture Code Article 144.044
POSTINGS	$1.00	County Clerk's Office designated for postings – Approved by the Milam County Commissioners Court 02/28/2011 and effective 03/01/2011 -