

**Montgomery County
Probate Court
Court Fees**

Administration

Includes: Petition, Certified Death Certificate, Personal Representative Bond, 3 Certified Copies Letters and 1 Non-Certified copy Letters, Order Granting Letters, Notice to Creditors, Certificate – found in the Personal Representative Handbook **\$141.00**

Additional Fees & Info: \$1.50 per page for final settlements > 10 pages. Bond required minimum of \$10,000/accounting, inventory, and final settlement required. If a GAL must be appointed - add \$750.00 security deposit for GAL. Additional fees may apply, see fees for other services.

Extra: Hearings, notices, and postage are \$2.50 per page + postage cost. Additional certified copies of letters are \$2.50.

Adoption (Adult, Related, Stepparent, Unrelated)

Includes: Petition + Additional fees may apply, see fees for other services **\$ 20.00**

Additional Fees & Info: \$2.50 per page fee for anything filed outside of the petition. If a GAL must be appointed - add \$750.00 security deposit for GAL. It is your responsibility to submit and purchase a new AL birth certificate. Additional fees may apply, see fees for other services.

Authentication of Records

\$1.00 per page

Additional Fees & Info: \$2.00 per seal.

Bond Increase

\$5.00

Filed when the initial bond is not adequate to cover assets on inventory.

Additional fees may apply, see fees for other services.

Certified Copies

Court documents: Include \$1.00 per page for a copy of an instrument and \$2.00 for certification.

Additional fees may apply, see fees for other services.

Claims Against Estate

\$1.50 per claim

Must be notarized. Additional fees may apply, see fees for other services.

Condemnation

**\$2.50 per page
for petition**

Additional Fees & Info: Notices, recording, lis pendens are extra, hearings + postage cost.
Additional fees may apply, see fees for other services.

Conservatorship

**\$2.50 per page
for petition/other
filings + add'l
\$1500 filing fee***

Includes: Petition, Waivers, Bond, Letters

Additional Fees & Info: Grant of letter of conservatorship \$20.00 with 3 certified copies of
and 1 original. Additional certified copy of letters \$2.50. *\$1,500.00 security deposit for GAL
is the \$1500.00 filing fee. Partial or final settlement of Conservatorship - \$15.00.
Additional fees may apply, see fees for other services.

Extending Temp Guardianship

**\$2.50 per page for
petition & order**

Additional fees may apply, see fees for other services.

Final Settlement of Estate

No charge for up to 10 pages extra for postage and notices.

\$1.50 per page over 10 pages + postage cost. Additional fees may apply, see fees for other services.

Foreign Will (Ancillary)

Includes: Petition, Exemplified Copy of Will from other State, Certified copy of Will, Death Certificate, Orders and Letters, Certified Copies of Attorney and Client(s).
There is no publication.

\$45.00

Additional Fees & Info: This type of case will already have a will and is exempt from everything. Must have exemplified/certified copy of file from the other state/court, this is for an estate that has property in Montgomery County and the decedent resided in another state. Hearings, postage, notices are an extra \$2.50 per page + postage cost. Additional fees may apply, see fees for other services.

Guardianship

Includes: Petition, Order Granting, Letters, Certified Copies for Attorney and Client(s)
Grant of letter of guardianship \$20.00 with 3 certified copies and 1 original. Additional certified copy of letters \$2.50 page + postage cost. *\$1,500.00 security deposit for GAL. Additional fees may apply, see fees for other services.

**\$2.50 per page
for petition/other
filings + add'l
\$1500 filing fee*****Guardianship/Conservatorship**

Includes: Petitions, Order Granting, Letters, Publication, Certified Copies for Attorney and Client(s).

Additional Fees & Info: Grant of letter of conservatorship \$20.00 and grant of letter of guardianship \$20.00 with 3 certified copies and 1 original. Additional certified copy of letters \$2.50 page + postage cost. *\$1,500.00 security deposit for GAL. Partial or final settlement of guardianship or conservatorship - \$15.00. Additional fees may apply, see fees for other services.

**\$2.50 per page
for petition/other
filings + add'l
\$1500 filing fee*****Inventory**

\$2.50 per page additional fees may apply, see fees for other services.
Additional fees may apply, see fees for other services.

Legitimation **\$15.00 per child**
Includes petition all the way to order and certified copies, hearings, notices and postage are an extra \$2.50 per page + postage cost.
Additional fees may apply, see fees for other services.

Marriage Correction **\$7.50**
Includes petition all the way to order and certified copies, hearings, notices and postage are an extra \$2.50 per page + postage cost.
Additional fees may apply, see fees for other services.

Minor Conservatorship and/or Guardianship
Notices, hearing, postage are an extra \$2.50 per page + postage cost. **\$2.50 per page for petition/other filings + \$1500.00 filing fee***
*\$1,500.00 security deposit for GAL.
Additional fees may apply, see fees for other services.

Motions and Extra Filings **\$2.50 per page**
Example: Motion and responses to Motion
Additional fees may apply, see fees for other services.

Name Change **\$33.00 initial filing fee**
Includes: petition and certified copies, hearing, notices and postage are an extra \$2.50 per page + postage cost.
Additional fees may apply, see fees for other services.

Petition to Set Aside Exemptions (Ala. Code § 43-8-110 to § 43-8-113) **\$35.00**
Additional fees may apply, see fees for other services.

Re-Opening an Estate	\$45.00
Includes: Petition, Waivers, and Order Granting	
<u>Additional Fees & Info:</u> Notice, postage and hearings are an extra \$2.50 per page + postage cost after order granting to re-open estate.	
Sale of Property	\$2.50 per page for petition
Includes: Petition, Waivers, and Order Granting (Publication cost, if required to be determined). Additional fees may apply, see fees for other services.	
Special Administrator Ad Colligendum	\$45.00
Additional fees may apply, see fees for other services.	
Subpoena	\$2.50 per page
Additional fees may apply, see fees for other services.	
Summary Distribution	\$2.50 per page for petition
Includes: Petition, Order Granting and Certified copies. (Cost for publication to be determined). Additional fees may apply, see fees for other services.	
Temporary Guardianship	\$2.50 per page for petition
Additional fees may apply, see fees for other services.	

Wills

\$141.00

Includes: Will, Petition, Waivers, Notice of Publication, Order Granting Letters, 3 Certified Copies Letters and 1 Non-Certified copy Letters.

Additional Fees & Info: \$1.50 per page for will > 5 pages. \$10,000 minimum bond and inventory, if not exempted in will, consent final settlement or final accounting required no less than 6 months after Letter issued. If a GAL has to be appointed - add \$750.00 security deposit for GAL. Additional fees may apply, see fees for other services. **Extra:** Hearings, notices, and postage are \$2.50 per page + postage cost. Additional certified copies of letters are \$2.00. Additional fees may apply, see fees for other services.

Fees for Other Services

- **(1) Filing petitions and papers:** \$1.00 each.
- **(2) Docketing cause:** \$5.00.
- **(3) Issuing citations, summons, writs, or notices:** \$2.50 each.
- **(4) Issuing subpoenas to witnesses:** \$2.50 each.
- **(5) Witnesses certificate:** \$2.50 each.
- **(6) Order of publication:** \$2.50 each.
- **(7) Posting order of publication:** \$2.50 each.
- **(8) Notice by mail to creditor and heirs:** \$2.50 each.
- **(9) Each notice not otherwise provided for:** \$2.50 each.
- **(10) Issuing commission to take testimony:** \$2.50 each.
- **(11) Entering returns (sheriff, printer, or commissioner):** \$2.50 each.

- **(12) Appointment of guardian ad litem, special attorney, or administrator ad litem:** \$2.50 each.
- **(13) Approving bonds:** \$5.00.
- **(14) Presiding in non-contested cause** (examining papers, pleadings, etc.): \$5.00.
- **(15) Presiding in contested cause (per day):** \$25.00.
- **(16) Examining vouchers:** \$1.00 each.
- **(17) Examining and entering decree/order:** \$3.00.
- **(18) Drafting decree:** \$5.00.
- **(19) Each certificate with seal:** \$2.00.
- **(20) Each certificate without seal:** \$1.00.
- **(21) Filing and docketing each claim:** \$1.50.
- **(22) Filing and recording documents (per page):** \$2.50.
- **(23) Filing and recording oil, gas, mineral, or coal leases (per page):** \$3.00.
- **(24) Additional indexing fees:** \$1.00 for each additional name beyond two in direct or reverse index.
- **(25) Copy of an instrument:** \$1.00 per page.
- **(26) Each entry of an estray:** \$3.00.
- **(27) Each record of a mark or brand:** \$3.00.
- **(28) Filing and recording certificate of incorporation (profit organization):** \$50.00.
- **(29) Filing and recording certificate of incorporation (nonprofit organization):** \$15.00.
- **(30) Each certificate under Title 22 (hospitals, diseases, quarantine):** \$3.00.

- **(31) Each satisfaction of a mortgage:** \$3.00.
- **(32) Issuing and recording marriage license:** \$10.00.
- **(33) Celebrating rites of matrimony:** \$15.00.
- **(34) Proceedings to correct marriage record:** \$7.50.
- **(35) Recording certificates of judgment:** \$3.00.
- **(36) Administering oath for affidavit:** \$3.00.
- **(37) Issuing writs of ad quod damnum (dams/public mills):** \$15.00.
- **(38) Establishing facts of birth:** \$15.00.
- **(39) Proceedings appointing notary public and recording:** \$15.00.
- **(40) Hearing pertaining to mental illness:** \$25.00.
- **(41) Restoration to capacity:** \$15.00.
- **(42) Taking and recording testimony (per page):** \$5.00.
- **(43) Sealing weights and measures** (for each weight/seal): \$0.50.
- **(44) Escheats commission:** 2% of the total amount.
- **(45) Recording or copying plats:** \$1.00 per lot (up to \$200 per map, no less than \$15 per map).
- **(46) Presiding over county commission and keeping minutes (per day):** \$10.00.
- **(47) Recording minutes of county commission:** \$2.00 per page or fraction.
- **(48) Discharging duties related to public roads:** Up to \$400 annually, paid from county treasury or gasoline tax fund.
- **(49) Certifying record on appeal:** \$15.00.

- **(50) Other official duties not specified:** Up to \$500 annually, as allowed by the county commission.
- **(51) Commissions on state and county licenses:** 5% of the amount collected and paid over.

(c) General Fee Provision:

Additional fees may apply, see fees for other services

- For any proceeding in the probate court or for money handling, fees will be charged as per the register in the circuit court or as specified in this section for equity cases.

These fees are established pursuant to the Code of Alabama.