

MARIPOSA COUNTY RESOLUTION No. 82-277


AMENDING THE COURT FILING FEES

RESOLVED by the Board of Supervisors of Mariposa County that the Mariposa County Court Filing Fees Resolution No. 82-262 subsection 1. is amended to read as follows:

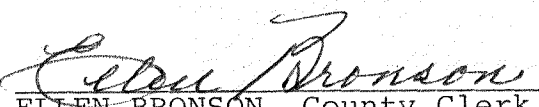
"1. The County Clerk's fee schedule attached hereto as Exhibit "A-1" and incorporated herein is hereby adopted and shall become effective on January 1, 1983, superceding Exhibit "A".

PASSED AND ADOPTED this 28th day of December, 1982, by the Board of Supervisors of Mariposa County, by the following vote:


AYES: Taber, Dalton, Erickson, Moffitt  
NOES: None  
ABSENT: Barrick  
ABSTAINED: None

  
WILLIAM H. MOFFITT, Chairman  
Board of Supervisors

ATTEST:

  
ELLEN BRONSON, County Clerk and  
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
RICHARD K. DENHALTER, County Counsel

COUNTY CLERK'S FEE SCHEDULE - M A R I P O S A C O U N T Y

COURTHOUSE, 5088 BULLION STREET

P. O. Box 247, MARIPOSA, CALIFORNIA 95338

TELEPHONE: (209) 966-2005

ELLEN BRONSON, COUNTY CLERK &  
EX OFFICIO CLERK OF SUPERIOR COURT

HON. DEAN C. LAURITZEN  
JUDGE OF SUPERIOR COURT

FEES EFFECTIVE JANUARY 1, 1983

<u>CIVIL ACTIONS</u>	<u>TOTAL FEES</u>
Filing the first paper in a civil action or special proceeding, except an adoption proceeding, including papers transmitted from another court on the transfer of a civil action. (GC 26820.4).....	\$ 65.00
Filing a petition in an adoption proceeding for each person sought for adoption in the petition, unless adoption agency files a statement of waiver of fee with the petition. Fee transmitted to State Registrar of Vital Statistics. (NOTE: Make CHECKS PAYABLE TO COUNTY CLERK) (H&S 10619) .....	11.00
Filing domestic relations petition (Dissolution, Annulment, or Legal Separation). (GC 26820.4).....	80.00
Filing first papers on behalf of Respondent. (The word 'paper' does not apply to the filing of a marital settlement agreement signed by a defaulted respondent and intended for incorporation in a proposed interlocutory decree of dissolution or spousal declaration in OSC proceeding)..	52.00
Filing Final Judgment of Dissolution, Nullity or Separate Maintenance. (To be COLLECTED at time of Entry of Judgment.) (GC 26859).....	2.00
Filing papers for issuance of a Temporary Restraining Order, not to exceed 90 days. (CCP 527 & GC 26820.4).....	65.00
Filing the first papers in an action on behalf of defendant, intervenor, correspondent or adverse party, except for the purpose of making a disclaimer. (GC 26826).....	37.00
Two parties appearing jointly.....	67.00
Three parties appearing jointly.....	97.00
Each additional party appearing jointly, add .....	\$30.00
(NOTE: The word 'paper' does not include a stipulation for the appointment of a judge pro tempore or of a court investigator or the report made by such investigator.)	
Change of venue. (PLUS FILING FEE OF COUNTY to which case is transferred. <u>SEPARATE CHECKS REQUIRED.</u> ) (GC 26823).....	14.00
Filing any notice of motion, or any other paper requiring a hearing subsequent to the first paper, or any notice of intention to move for a new trial of any civil action or special proceeding except for documents specifically set forth in GC 26830. (GC 26830).....	14.00
Filing papers transmitted on appeal from a Municipal or Justice Court in a civil action or special proceeding and Small Claims Court. (CCP 117.10 & GC 26824).....	27.00
Filing petition to establish birth, death or marriage. (H&S 10554).....	13.00
Filing abstract of judgment for purposes of proceedings supplemental to execution when filed in Superior Court in a county other than where judgment roll is filed. (CCP 117.10).....	12.00
Filing execution against a dwelling house in a case where judgment was rendered in a different county. (CCP 690.31).....	12.00

EXHIBIT A - 1

PROBATE ACTIONS

TOTAL FEES

Filing first petition for Letters of Administration, Special Letters of Administration, Letters Testamentary, Letters of Guardianship, Letters of Conservatorship, Compromise of Minor's Claim or a First Account of Testamentary Trustee. (When the public administrator or an employee of the Dept. of Mental Hygiene in his official capacity is the petitioner in a probate proceeding, he shall be required to pay the fee only out of the assets of the estate coming into his possession.) (GC 26827[a])..... \$ 65.00

Filing subsequent petition for Letters of Administration, Special Letters of Administration, Letters Testamentary, Letters of Guardianship, Letters of Conservatorship, or First Account of Testamentary Trustee, in the same proceeding or Petition to Contest any Will or Codicil by a person other than original petitioner. (GC26827[b])..... 65.00

Filing first paper in behalf of any adverse party, including petition for family allowances, etc., when original petitioner is not the widow. (GC 26826)..... 37.00

Each additional party appearing jointly, add.....\$30.00

Filing a subsequent paper in a proceeding under the Probate Code which requires a court hearing except for documents specifically set forth in GC 26827.4. (GC 26827.4)..... 14.00

MISCELLANEOUS FEES

Preparing and issuing a writ of attachment, mandate, execution, restitution, possession, prohibition, or any writ for the enforcement of any order of judgment. (GC 26828)..... 3.50

Issuing Abstract of Judgment. (GC 26834)..... 3.50

Issuing an Order of Sale. (GC 26829)..... 7.00

For every certificate the fee for which is not otherwise fixed.(GC 26836). 1.75

Certificate required by Courts of Appeal or the Supreme Court on filing a notice of motion prior to filing record on appeal in reviewing court(GC 26838) 14.00

Filing a Notice of Appeal or Cross-Appeal. Appeal must be accompanied by CHECK MADE PAYABLE TO THE COURT OF APPEAL, FIFTH APPELLATE DISTRICT. (Rule 1[c] CRC)..... 200.00

Filing Confession of Judgment (CCP 1134)..... 15.00

Filing a Deposition taken out of this State. (CCP 2019 [f][3])..... 6.00

Copying document by microfilm or copy machine, per page (GC 26831)..... .50

Certifying to a copy of any record, paper or proceeding on file in the office of the County Clerk. (Charges for preparing & comparison, additional) (GC 26833)..... 1.75

Comparing with the original on file in office of the County Clerk, any paper, record or proceeding, prepared by another, per page.(GC 26837)..... .50

For exemplification of a record or other paper on file. Charges for copying and comparing, additional. (GC 26839)..... 7.00

For searching records or files, per year. (GC 26854)..... 1.75

Issuing a MARRIAGE LICENSE.(GC 26840, 26840.3, 26840.7 & 26840.8)..... 28.00

Issuing a DUPLICATE MARRIAGE LICENSE.(CC 4203)..... 5.00

Filing a MARRIAGE CERTIFICATE pursuant to CC 4213. (GC 26840.1, 26840.3, 26840.7 & 26840.8)..... 35.00

Certification of ANY document in a Dissolution, Nullity or Separate Maintenance file. (H&S 10605)..... 3.00

MISCELLANEOUS FEES (Continued)

TOTAL FEES

Application for U. S. Passport.	
County Clerk.....	\$ 7.00
Minor, under 18 years of age, passport valid for 5 years. ....	20.00
Adult, 18 years of age & over, passport valid for 10 years. ....	35.00
Filing bond of notary public. Recordation fee, payable to County Recorder, in an additional \$4.00. (GC 8213).....	7.00
Certificate to the official capacity of any public official. (GC 26852)..	2.25
Taking an affidavit, except in criminal cases or adoption proceedings. (GC 26853).....	2.25
Taking acknowledgment of any deed or other instrument including certificate, for each signature. (GC 26855).....	2.25
Filing and entering Appointment of Humane Officer. (CC607f).....	5.00
Filing certificate of registration as a process server. (B&P 22352).....	100.00
Filing and indexing all papers for which a charge is not elsewhere provided, other than papers filed in actions or special proceedings, official bonds, or certificate of appointment. (GC 26850).....	2.25
Recording or registering any license or certificate or issuing any certificate in connection with a license for which a charge is not otherwise prescribed. (GC 26851).....	2.25
Filing a power of attorney for an admitted surety insurer.....	3.50
if more than one name designated, each name. (GC 26855.1).....	2.25
Filing a financial statement of an admitted surety insurer. (GC 26855.2).	3.50
Issuing a certificate that corporate surety's certificate of authority has not been surrendered, revoked, cancelled, annulled or suspended. (GC 26855.3)	3.50

FICTITIOUS BUSINESS NAME & PARTNERSHIP FILING FEES

Filing and indexing a Fictitious Business Name Statement, including any affidavit of publication, one certified copy of the statement & mailing notice of expiration. (B&P 17929)	
First business &/or partner name (or renewal thereof).....	10.00
Each additional business &/or partner name.....	2.00
Filing and indexing a Statement of Abandonment of use of fictitious business name, including any affidavit of publication. (B&P 17929[b])...	5.00
Filing and indexing a Statement of Withdrawal from partnership operating under a fictitious business name including any affidavit of publication. (B&P 17929[c]).....	5.00
Certified copy, other than provided with original filing of statement, of any Fictitious Business Name Statement on file in Office of County Clerk. (B&P 17929[b]).....	2.00

WITNESS FEES

Witness fee per day. Twenty cents (\$.20) per mile round trip is additional. (GC 68093).....	35.00
Witness fee per day (Criminal actions). (PC 1329).....	12.00
To SUBPENA any California Highway Patrolman, Sheriff, Deputy Sheriff, etc. (GC 68097.2 & 68097.55).....	125.00

COURT REPORTER FEES

COUNSEL MUST ARRANGE IN ADVANCE FOR SERVICES OF COURT REPORTER.

Deposit for <u>E A C H</u> day, including mileage. ....	90.00
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COURT REPORTER FEES (Continued)

Official Reporter for this Court is:

PAT MADSEN  
2925 Lakewood Court  
Merced, California 95340  
Telephone: (209) 722-0022

Money deposited for Court Reporter shall not be refunded if there is insufficient time to notify the court reporter that the trial will not proceed.

JURY FEES

Jury fees of jurors in civil cases, including prospective jurors, shall be paid by litigants. Party demanding a jury trial must deposit the following amounts with the Clerk of the Court at least fourteen (14) days prior to the trial date:

<u>Size of Jury</u>	<u>Required Deposit</u>
12	\$600.00
9	\$450.00
8	\$400.00

DEPOSITS SHALL BE FORFEITED for the following reasons:

1. Jury is waived nine (9) or fewer days prior to assigned trial date.
2. Continuance of jury trial is obtained seven (7) or fewer days prior to assigned trial date.
3. Case set for trial is settled, WRITTEN dismissal or notice of settlement is filed six (6) or fewer days prior to assigned trial date.

Jury fees for each day following the first day must be paid prior to commencement of trial on that particular day.

LAW & MOTION CALENDAR

First and third Fridays of each month.

9:30 a.m. - Criminal  
10:30 a.m. - Juvenile

Second and fourth Fridays of each month.

9:30 a.m. - Pretrial & Settlement  
Conferences.  
1:30 p.m. - Probate & Civil.  
3:00 p.m. - Adoptions

Matters to be heard on Law & Motion days must be calendared no later than the Tuesday immediately preceding that day. A matter which will take 30 minutes or more WILL NOT be placed on the Law & Motion calendar.

ALL Judgments, Decrees, Orders, etc., MUST BE ACCOMPANIED BY A COPY which will not be returned.

N O T I C E

The County Clerk and his deputies are prohibited by law from rendering legal assistance or advice in Court proceedings (GC 24004 & 68082). Persons appearing in their own behalf (in propria persona) are responsible for preparing and presenting their pleadings in complete and proper form without legal assistance from deputies of the County Clerk's Office. Questions pertaining to legal matters or the proper completion &/or selection of the appropriate forms should be answered by an attorney.

Where applicable the total fees include:

Law Library Fund B&P 6322.1	\$ 7.00
Judges Retirement Fund GC 26822.3	\$ 3.00
Mediation Fees GC 26840.3	
Family Law	\$15.00
Marriage License	\$ 5.00
Domestic Violence Fee GC 56840.8	\$13.00

POLICIES/REQUIREMENTS

STAMPED & ADDRESSED ENVELOPES are required for the following:

1. If counsel wishes conformed copies returned.
2. Notice of Entry of Judgment(Marriage) shall be filed with envelopes for Petitioner & Respondent.

PHOTOCOPIES:

1. One copy for EACH companion file in consolidated matters.
2. One copy of Final Judgment of Dissolution, Nullity or Separate Maintenance shall be furnished to be sent to State Registrar of Vital Statistics.
3. Notice of Hearing - one extra copy for posting in Clerk's Office.
4. ALL JUDGMENTS, Decrees, Orders, etc., SHALL BE ACCOMPANIED BY A COPY which will not be returned.

ELLEN BRONSON, COUNTY CLERK  
COURTHOUSE  
P. O. BOX 247  
MARIPOSA, CA 95338

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF MARIPOSA

MINUTE ORDER

The code of Civil Procedure requires that jury fees of jurors in Civil Cases, including prospective jurors, shall be paid by litigants as other costs are paid. Accordingly,

IT IS HEREBY ORDERED that effective January 3, 1983, it will be the obligation of the party who demands a jury trial in a civil action to advance the following applicable amount with the Clerk of the Court fourteen (14) days prior to the date set for the trial:

<u>Size of Jury</u>	<u>Deposit</u>
12	\$600.00
9	450.00
8	400.00

Dated: December 2, 1982

/S/ DEAN C. LAURITZEN  
DEAN C. LAURITZEN  
Judge of the Superior Court

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF MARIPOSA

MINUTE ORDER

If, after jury fees have been deposited, a party waives jury, such waiver must be of record at least ten (10) days prior to trial, otherwise said fee deposit shall be forfeited.

Whenever a continuance of a jury trial is obtained within seven (7) days prior to the assignment date of trial, jury fee deposits shall be forfeited.

If a case assigned for trial is settled, but written dismissal or notice of settlement is not filed at least seven (7) calendar days prior to the assigned date of trial, jury fees deposited shall be forfeited.

The above order shall become effective on January 3, 1983.

Dated: December 2, 1982

/S/ DEAN C. LAURITZEN  
DEAN C. LAURITZEN  
Judge of the Superior Court