

WHATCOM COUNTY CLERK'S FEE SCHEDULE

Effective July 26, 2009

(Payments **must** be made in cash, cashier's check, Law Firm check or money order. Check for filing fee should be separate amount from check for other services. All fees must be paid in advance. RCW 36.18.018

CIVIL

Title	Service Provided	Fee	RCW
Abstract of Judgment	Filing	20.00	36.18.012(2)
Abstract of Judgment	Preparation	5.00	36.18.016(4)
Anti-Harassment Petition	Filing (NO FEE IN WHATCOM)	53.00	36.18.018.020(2)(d)10.14.040
Arbitration Request for Trial De Novo	Filing	250.00	36.18.016(25)
Arbitration-request for Mandatory Arbitration	Filing	220.00	36.18.018(24)
Bail Bond Justification	Filing	230.00	36.18.020(2)(a)
Change of Name	Filing	230.00	36.18.020(2)(a)
Civil Case Filing	Filing	230.00	36.18.020(2)(a)
Common Law Lien-Petition	Filing	35.00	36.18.020(8)
Counter-claim, Cross-claim, 3 rd Party claim	Filing in civil case	230.00	36.18.020(a)
Deeds of Trust, Surplus Funds	Filing	230.00	61.24.080(3) 36.18.020(2)(a)
Election – Affidavit of Elector Contesting Election of Person	Filing	230.00	36.18.020(2)(a) 28A305.070 29.65.020
Emancipation of Minor	Filing	50.00	36.18.014
Foreign Judgment	Filing	230.00	36.18.020(2)(a)
Frivolous Lien/Claim Statute	Filing of Application for Order	35.00	36.18.016(17)
Judicial Review	Filing	230.00	36.18.020(2)(c)
Jury Demand	6 member jury 12 member jury	125.00 250.00	36.18.016(3)
Land Use Petition	Filing	230.00	36.70C.040 36.18.020(2)(a)
Legal Newspaper	Filing Petition & Order	230.00	36.18.020(2)(a) 65.16.040
Property Taxes, Certification of Delinquency, Application for Judgment	Filing; \$2 each contestant at time of filing appeal	2.00	86.64.120 86.64.040
Protection of Vulnerable Adults	Filing	230.00	36.18.020(2)(a) 74.34.110
Registration of Land Titles (Torrens Act)	Filing	5.00	65.12.780 36.18.016(13)
Restoration of Rights to Possess Firearms	Filing	230.00	9.41.047 36.18.020(2)(a)
Restrictive covenant for filing petition to strike discriminatory provisions in real estate	Filing	20.00	36.18.012(6) 49.60.227

Title	Service Provided	Fee	RCW
Supplemental Proceedings	Filing	20.00	36.18.016(7)
Tax Warrants - Dept of Revenue; All other depts. Special Fuels Tax	Filing	20.00	36.18.012(10) 36.18.050 82.38.235
Transcript of Judgment	Filing	20.00	36.18.012(2)
Unlawful Detainer	1. Filing 2. Defendant files Answer or Order to Show Cause, Plaintiff pays fee 3. Full filing fee	75.00 <u>112.00</u> 187.00	36.18.020(2)(a) 36.18.012(4)
Water Rights Statement	Filing	25.00	36.18.016(16) 90.03.180
Water System Requirements (Enforcement of---)	Filing	230.00	36.18.020(2)(a) 79.119A040(6)
Work Permits -minor under 14 yrs of age (Petition)	Filing	20.00	28A.225.080
Writs of: Attachment, Garnishment or Restitution, Execution of Real Property	Each filing	20.00	36.18.016(6) 36.18.050

DOMESTIC

Title	Service Provided	Fee	RCW
Custody	Filing (includes \$20 facilitator fee)	250.00	36.18.020(2)(a) 36.18.016(15) 26.12.240
Custody – Out of State Decree	Filing to enforce or modify (includes \$20 facilitator fee)	250.00	36.18.020(2)(a) 36.18.016(15) 26.12.240 26.27.150(1)
Domestic Relations (Divorce, Legal Separation, Validity of Marriage)	Filing (includes \$20 Facilitator fee & \$30 Victim Assessment fee)	280.00	36.18.020(2)(a) 26.12.240 36.18.016(15) 36.18.016(2)(b)
Facilitator's surcharge	Added to filing fee or if fee waived, \$20 to be paid	20.00	36.18.016(15) 26.12.240
Modification of Decree - in existing Whatcom Cause #	Filing in existing case Facilitator fee Total	36.00 <u>20.00</u> 56.00	36.18.016(2) 36.18.016(15)
Modification of Decree Never filed in this county	New Filing Facilitator fee	280.00	36.18.020(2)(a) 36.18.016(15)
Relocation Notice	Filing in Existing Case Facilitator fee Total	36.00 <u>20.00</u> 56.00	36.18.050 36.18.016(15)
Wage Assignment, Spousal Maintenance or Child Support	Filing of Original action	250.00	36.18.020(2)(a) 36.18.016(15) 26.18.070

PROBATE/PATERNITY/ADOPTION

Title	Service Provided	Fee	RCW
Adoption	Filing Facilitator fee	250.00	36.18.020(2)(a) 36.18.016(15) 26.12.240
Adoption Certified Copy Fee (for vital records)	Certified copy	varies	Vital records
Adoption registration fee (for vital records)	Seal the file	35.00	Vital records
Certificate of Qualification	Issuance (Form K)	2.00	26.18.016(9)
Disclaimer of Interest	Fee repealed - see exceptions	-0-	11.86.031(4) 36.18.016(13)
Escheat - Probate Proceedings	Filing Claim Filing Dept. of Revenue Affidavit	230.00 2.00	36.18.020(2)(f) 11.08.300
Estate - Probate	Filing	230.00	36.18.020(2)(f)
Guardianship	Filing	230.00	36.18.020(2)(f)
Letters of Administration, Guardianship or Testamentary	Issuance & certified copy	5.00	36.18.016(9)
Non-judicial probate dispute filed within existing case	Filing - Petition, written agreement/memorandum	20.00	11.96A.220 36.18.020(7)
Non-Probate Notice to Creditors	Filing	230.00	11.42.010(3)(a) 36.18.020(2)(f)
Notice to Creditors-Probate filed in another county where decedent resided	Filing	20.00	36.18.050 11.40.020(2)
Paternity	Filing Facilitator fee	250.00	36.18.020(2)(a) 36.18.016(15) 26.18.070
Paternity Modification	Filing Facilitator fee Total	36.00 20.00 56.00	36.18.016(2)(a) 36.18.016(15) 26.18.070
Petition Contesting Will	Filing	230.00	36.18.020(2)(g)
Petition Objecting to Non- Judicial Resolution	Filing	230.00	36.18.020(2)(g)
Petition to Admit Rejected Will	Filing	230.00	36.18.020(2)(g)
Small Estate	Filing	20.00	11.62.010 36.18.050
Termination of Child Relationship	Filing Facilitator fee	250.00	26.12.240 36.18.020(2)(a) 36.18.016(15)
Will Only (after death - no probate contemplated)	Filing	20.00	36.18.012(7)
Will (Repository) people still living.	Filing	20.00	11.12.265 36.18.016(26)

CRIMINAL (imposed by Court upon conviction or guilty plea)

Title	Service Provided	Fee	RCW
Collection fee – Criminal	Charge per case per year for clerk to supervise collection of payments	Up to \$100 per year	County resolution 146-99
Crime Victim Penalty upon conviction/admission of guilt	Felony Gross Misdemeanor	500.00 250.00	7.68.035
Filing Fee/Costs imposed & reimbursement to county following admission of guilt/conviction	Filing	230.00	36.18.020(h)
Jury fee upon conviction	6-person jury 12-person jury	125.00 250.00	7.68.035 36.18.016(3)(b)
Restoration of Right to Possess Firearms	Filing Petition	230.00	36.18.020(2)(a) 9.41.047

JUVENILE FEES

Title	Service Provided	Fee	RCW
Crime Victim Penalty upon conviction/admission of guilt	Felony Misdemeanor	100.00 75.00	7.68.035

APPEALS

Title	Service Provided	Fee	RCW
Appeals from Administrative Hearing Decision	Filing (also see non-fee list)	230.00	34.05.514 36.18.020(2)(c)
Civil Appeal from Court of Limited Jurisdiction	Filing (to be paid to lower court)	220.00	36.18.020(2)(b)
Civil Appeal from Court of Limited Jurisdiction-Criminal case	Filing (imposed when affirmed or dismissed – to be paid at lower court)	220.00	36.18.020(2)(h)
Clerk's Certificate on Appeal		2.00	36.18.016(5)
Clerk's Papers	Preparation of designated papers	.50 per pg	36.18.016(20) (a), 15.4(e)
Notice of Appeal from Superior Court matter to Appellate Court	Filing (payable to Whatcom County Clerk)	280.00	36.18.018(2) 2.32.070
Petition to Review Court of Appeal Decision Terminating Review	Filing	200.00	2.32.070
Transmittal of record & exhibits to Appellate Court	Mailing costs	Actual cost	RAP 9.8 & 15.4(e)
Upon conviction; failure to prosecute appeal; or affirming conviction in Court of limited jurisdiction	Filing	220.00	36.18.020(2)(h)

MISCELLANEOUS

Title	Service Provided	Fee	RCW
Authenticated or Exemplified copies of documents on file	Certificate \$2 per seal Plus copy fees of \$5 1 st pg. + \$1 each pg. thereafter:	4.00 Plus copies \$5/1	36.18.016(5) 36.18.016(4)
Civil Bench Warrants, Notices, Summons, Subpoenas, Certificates of Deposition for Out of State Depositions	Issuance	20.00	36.18.050
Bond – approving, including justification on the bond other than in civil actions & probate proceedings		2.00	36.18.016(8)
Certificate	Executing with or without seal	2.00	36.18.016(5)
Change of Venue	Filing fee (payable to Clerk of County to which case is being transferred) or Domestic cases (DIN, DIC, INV & SEP)----- All other Domestic cases--- Preparing Change Venue	230.00 280.00 250.00 20.00	4.12.090 36.18.020(2)(a) 36.18.016(18) CR 82(d)
Copies: Certified copies of documents from legal file or imaged documents	First page of each document Every following page of each document	5.00 1.00 per page	36.18.016(4)
Copies: Documents without seal (un-filed, filed or scanned)	Per pager	.50	36.18.016(4)
Copies: Electronic copies, E-mail documents w/o seal	E-mailing (per page)	.25	36.18.016(4)
Copies of cassette tapes Copies of CD's	Audio Tapes Audio/Video CD's	10.00 25.00	36.18.016(12) 36.18.016(4)
Dike, Drainage & Sewerage Improvement District	Petition for Review filing	230.00	36.18.020(2)(a) 85.15.110
Ex Parte	Presentation of Order, Conforming provided copies per order	30.00	36.18.016(11)
Extension of judgment	Filing	200.00	36.18.016(14) 6.17.020
Fees in Special Cases – where no fee is provided for; fees similar & equal to those allowed for services of the same kind	Filing	Variable	36.16.050
Filing any paper not related to or part of any Civil, Criminal or Probate matter, required or permitted to be filed for which no other charge is provided by law.	Filing	20.00	36.18.012(3)

Title	Service Provided	Fee	RCW
Forms/Packets available	Per packet	Variable	
Investment Service Fee – if written request received for service	Service fee for interest investments	5% of Income Earned	36.48.090
NSF Check charge	NSF	25.00	128-196 County resolution
Oaths & Affirmations	Fee repealed	-0-	RCW 5.28 36.18.016(13)
Reports & copies produced at the local level as permitted by 2.68.020 & Supreme Court Policy	Copies & reports	Variable	36.18.016(21)
Searches	Looking for cases/research (\$20 per hour, \$10 per half hour)	\$20 & \$10	36.18.016(11)
Statistical Reports	Compiling	20.00 per hr	36.18.016(1)
Witness/Jury Fee	Per day Per mile	10.00 .405	
Cost of non-statutory services rendered by clerk by authority of local ordinance or policy must be charged		Actual cost	36.18.016(23)

FEES IN SPECIAL CASES (RCW 36.18.050)

1. When the Clerk is required to perform services for which no fee or compensation are specifically listed, the Clerk shall be allowed fees similar to and allowed for similar services by statute.
2. Investment service charge and earnings under RCW 36.48.090 must be charged
3. Costs for non-statutory services rendered by clerk by authority of local ordinance or policy must be charged.

FEE EXEMPTIONS

Title	Service Provided
Adoptions Preplacement Report	RCW 26.33.190 – Report filed at not cost, even if no case filed yet. Assign a case # and fee is required when Pet. For Adoption is filed
Disclaimer of Interest	Repealed 2005 – no charge
Domestic Violence Petitions	RCW 26.50.040 – no filing fees, forms provided free of charge, no charges for certified copies or service fees.
Employment Security	50.32.110, 50.32.190 Judicial Review on Unemployment Compensation -No fees of any kind chargeable to individuals -No fees for department for any clerks
Guardianships	RCW 11.88.030 – if attorney general petitions for appointment of guardian, no fee charged. Or if the alleged incapacitated person has less than \$3,000 in total assets, no filing fee is charged.
Immigration	No charge for any fees to the U.S. Dept. of Immigration for requests relating to their duties.
In Forma Pauperis	RCW 7.36.250 – If order signed, Clerk does not charge any fees for filing.
Paternity & Support Actions	RCW 74.20.300 – no fees charged to DSHS or Prosecutor in these cases.
Relinquishment for adoption	RCW 36.18.020(3) – no fee for filing petitions under this RCW
Veterans Administration	RCW 73.36.155 & 73.04.120) No fees charged to the requesting party when requesting copies of legal documents for matters concerning VA eligibility, etc.

Limited Partnerships now filed with Secretary of State. Certificates of Osteopath, Osteopathy Surgery, Chiropractors, Chiropody, Optometry, etc., now filed with Department of Licenses.