

# Lynn A. Dean

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## PROBATE FEES

Probate fees are set by law. [Probate Code Section 10800] They can include:

### Executor's fees:

4% of the first \$100,000.00	\$ 4,000.00
3% of the next \$100,000.00	\$ 3,000.00
2% of the next \$800,000.00	\$ 16,000.00
1% of the next \$9 million	\$ 90,000.00
1/2% of the next \$15 million	\$ 75,000.00

Executor's fees are taxable as ordinary income.

Attorney's Fees: The same as above.

**NOTE: Both the Executor and the attorney can request additional compensation for "extraordinary services." This request is presented to the Court, and will only be allowed if approved by the Court.**

Appraiser's Fees: Set by the appraiser.

Filing Fees: \$395.00 for the initial filing fee, \$395.00 to close the estate  
Approximately \$200.00 to publish the notice  
Approximately \$350.00 for the probate appraiser  
Certified copies of court orders, letters are extra

### Example:

Size of Estate:	\$ 500,000.00
Includes	\$ 350,000.00 real property (full fair market value, not equity)
	\$ 50,000.00 cash assets
	\$ 50,000.00 mutual funds
	\$ 50,000.00 personal property, including furniture, antiques, autos
Probate Fees:	
Executor	\$ 13,000.00 (4,000 + 3,000 + 6,000 = \$13,000)*
Attorney	\$ 13,000.00
Appraiser	\$ 350.00 (approximately)
Filing Fees	\$ 790.00

**TOTAL: \$ 27,140.00 [THIS IS WHAT YOU WANT TO AVOID]**

\*Does not include any extraordinary fees or other costs for publication, certified copies, etc.