

NORTH CAROLINA GENERAL ASSEMBLY  
1963 SESSION

CHAPTER 566  
HOUSE BILL 858

AN ACT TO FIX THE FEES OF THE CLERK OF SUPERIOR COURT OF JONES  
COUNTY.

The General Assembly of North Carolina do enact:

Section 1. The fees to be charged by the Clerk of Superior Court of Jones County for the services he provides shall be as follows:

- (1) Advertising and selling under mortgage in lieu of bond –  
five per cent (5%) of sale price
- (2) Adoption; petition, affidavit, order, letters and recording ..... \$10.00
- (3) Affidavits, and certificate ..... .50
- (4) Appeal from clerk to judge ..... 5.00
- (5) Appeal from inferior court to Superior Court ..... 2.00
- (6) Appeal to Supreme Court, including certificate and seal ..... 5.00
- (7) Appointing and qualifying justice of the peace, to be paid  
by the justice of the peace ..... 1.00
- (8) Attachment, order in ..... 1.00
- (9) Administrator, appointment of, including bond  
and justification ..... 5.00
- (10) Auditing annual accounts of receivers, executors, guardians,  
administrators, trustees or incompetents, where the total receipts and disbursements are  
one thousand dollars (\$1,000.00) or less, the fee shall be fifty cents (50¢) for each one  
hundred dollars (\$100.00) or fraction thereof of receipts and disbursements; if the  
receipts and disbursements exceed one thousand dollars (\$1,000.00) the fee shall be  
fifty cents (50¢) for each one hundred dollars (\$100.00) of the receipts and  
disbursements up to and including one thousand dollars (\$1,000.00) and ten cents (10¢)  
for each one hundred dollars (\$100.00) or fraction thereof in excess of one thousand  
dollars (\$1,000.00), but in no event shall the fee be less than five dollars (\$5.00) or more  
than fifty dollars (\$50.00).
- (11) Auditing final accounts of receivers, executors, guardians,  
administrators, trustees or incompetents, where the total receipts and disbursements are  
one thousand dollars (\$1,000.00) or less, the fee shall be one dollar (\$1.00) for each one  
hundred dollars (\$100.00) or fraction thereof of the total receipts and disbursements, if  
the receipts and disbursements exceed one thousand dollars (\$1,000.00), the fee shall be  
one dollar (\$1.00) for each one hundred dollars (\$100.00) up to and including one  
thousand dollars (\$1,000.00) and twenty cents (20¢) for each one hundred dollars

(\$100.00) or fraction thereof in excess of one thousand dollars (\$1,000.00), but in no event shall the fee be less than five dollars (\$5.00) or more than fifty dollars (\$50.00).

(12) Auditing final accounts of trustees, mortgagees, commissioners, or other persons, firms or corporations selling real estate under foreclosure proceedings who are required to render such final report, the fee shall be fifty cents (50¢) on each one hundred dollars (\$100.00) or fraction thereof of receipts and disbursements up to and including one thousand dollars (\$1,000.00), and twenty cents (20¢) on each one hundred dollars (\$100.00) of receipts and disbursements above one thousand dollars (\$1,000.00); provided that the minimum fee shall be five dollars (\$5.00) and the maximum fee shall not exceed fifty dollars (\$50.00).

(13) Bill of costs, preparing same .....	\$ 1.00
(14) Cancelling notice of lis pendens .....	.50
(15) Caveat to a will, entering and docketing for trial .....	2.50
(16) Certificate, except where it is a charge against the county .....	.75
(17) Commission, issuing .....	.75
(18) Continuance .....	1.00
(19) Docketing ex parte proceedings .....	1.00
(20) Docketing judgments .....	1.00
(21) Docketing indictments .....	1.00
(22) Docketing liens .....	1.00
(23) Docketing summons .....	1.00
(24) Execution and return, including docketing .....	1.00
(25) Execution, certification to another county .....	.50
(26) Executor, application and qualification .....	5.00
(27) Filing papers, each paper filed .....	.25
(28) Filing and recording report of sales by commissioners and trustees .....	2.00
(29) Guardian, application and qualification .....	5.00
(30) Guardian ad litem, appointment of .....	1.00
(31) Hearing before the clerk, one dollar (\$1.00) per hour, minimum fee to be not less than five dollars (\$5.00)	
(32) Impanelling jury .....	1.00
(33) Indexing judgment on cross-index .....	1.00
(34) Indexing liens on lien book .....	1.00
(35) Indexing lis pendens .....	1.00
(36) Indictment, each defendant in bill .....	1.00
(37) Injunction, order of, including bond and justification .....	1.00
(38) Inventory of administrators, receivers, executors, guardians, trustees, etc., auditing and approval .....	5.00
(39) Judgment final, in term time, and before clerk, each defendant .....	1.00
(40) Judgment nisi, entered against a defaulting witness or juror, on bail bond or recognizance .....	1.00
(41) Letters of administration, guardianship, and testamentary .....	1.00

- (42) Motions, entry and record of, each ..... .50
- (43) Orders, general and special ..... 1.00
- (44) Postage, amount necessarily expended
- (45) Presentment, each person ..... .50
- (46) Private examination ..... 1.00
- (47) Probate of a deed or other writing, except as otherwise provided, proved by witness, including certificate ..... .50
- (48) Probate of a Federal crop lien or a Federal chattel mortgage, or other loans as provided by law, and proved by witness, including certificate ..... .50
- (49) Probate of limited partnership ..... 1.00
- (50) Probate of a will in common form ..... 1.00
- (51) Permit to purchase a concealed weapon ..... 2.00
- (52) Recognizance, where no bond is taken ..... 1.00
- (53) Recording minutes ..... 1.00
- (54) Recording and copying papers, per copy sheet ..... 1.00
- (55) Registering doctors and trained nurses, including certificates..... 1.00
- (56) Recording certificate of incorporation of corporations ..... 5.00
- (57) Resignation or renunciation of right to administer ..... 1.00
- (58) Seal of office, whenever necessary ..... .50
- (59) Subpoena, each name ..... .50
- (60) Summons, original in each action ..... 1.00
- (61) Summons, copy in each action ..... .25
- (62) Transcript of judgment ..... 1.00
- (63) Warrant, drawing up ..... 1.00
- (64) Moneys placed in the hands of the clerk by virtue of his office, for deposit or distribution, the clerk's commission shall be five per cent (5%) of total moneys.
- (65) Necessary clerical expenses to be paid from the county general fund.

Sec. 2. All laws and clauses of laws in conflict with this Act are hereby repealed.

Sec. 3. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 24th day of May, 1963.