

**Public Hearing Notice:
Re: Sheriff's Fees for Civil Processing**

The Fremont County Board of Commissioners will hold a public hearing regarding the following:

1. Amending the Sheriff's Fees for Civil Processing stated in Resolution No. 2005-10. If passed, the new proposed resolution will supersede all previous policies regarding the Sheriff's Fees for Civil Processing. (See attached proposed fee schedule)

The purpose of this notice is to: Receive and consider input regarding the above, to aid in determining whether the proposed resolution should be passed.

The Board will hear this matter at a public hearing at or about the 4th day of September, 2018, at 10:30 a.m., in the Fremont County Commissioner Chambers located at the County Courthouse, 151 W. 1st N., St. Anthony, Idaho 83445. **All are invited and encouraged to attend.**

The proposed resolution is available for public review at the Fremont County Courthouse, Clerk's Office, located at 151 W. 1st N., St. Anthony, Idaho, and open from 8 a.m. to 5 p.m., Monday through Friday, and online at www.co.fremont.id.us. Public comment is encouraged. Written comments will be accepted and considered if received in the Fremont County Clerk's Office, 151 W. 1st N., St. Anthony, Idaho 83445, no later than eight (8) calendar days prior to the meeting.

Any person needing special accommodations to participate in the meeting should contact the Fremont county Clerk's Office seven (7) days prior to the public hearing meeting.

ABBIE MACE
Fremont County Clerk

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Sheriff's Civil Process Fees	Current Fee	Proposed Fee
Generally: Fees for service and process of documents are based on each party that is to be served. Deposits will be routinely required for certain services where indicated below ("requires deposit"), but may also be required in any instance when actual costs are to be assessed. Deposit amount may increase depending on the size/amount of property. Any person making a deposit will be responsible for the balance of costs that exceed any deposit amount required. Deposit amounts in excess of actual costs will be refunded.		
Service & Process of Summons and Complaint or each process that commences an action proceedings including Small Claims.	\$ 40.00	\$ 70.00
Service & Process of each and every Notice, Rule, Order or Body Attachment. Includes Affidavit & Order, Notice of Landlord Tenant, Notice to Pay Rent or Quit, Notice to Quit, Notice to Vacate, Order for Appearance or Examination, Order to Show Cause, services of Affidavits and/or Notices, Orders and all other pleadings and papers not specifically listed herein.	\$ 40.00	\$ 70.00
Service and Process of civil and criminal subpoenas, for each witness summoned. (When not issued by the Court.)	\$40.00 Civil/ \$0 criminal	\$ 70.00
Service of Civil Protection Order or Subpoena when issued by court.	No Charge	No Charge
Service of Restraining Order (issued by attorney)	\$40.00	\$40.00
Certified Mail/Postage	actual costs	actual costs
Certificate of Sale	\$ 10.00	\$ 10.00
Service & Process of each Writ of Execution where levy is not made on property or cash.	\$ 40.00	\$ 70.00
Service & Process of Order to Deliver Personal Property, Writ of Assistance, Writ of Attachment, Writ of Possession, Writ of Restitution	\$ 40.00 + Actual Costs, requires deposit	\$ 70.00 + Actual Costs, requires deposit
Service of Papers Resulting in Impound, Moving, Towing, Storage of Property	\$ 40.00 + actual costs, requires deposit	\$ 70.00 + actual costs, requires deposit
Service of Execution or Notice of Levy ¹	\$ 5.00 + levy*	\$ 70.00 + levy*
Notice of Sale	\$ 40.00 + \$ 5.00 + Actual costs, requires deposit	\$ 10.00 + Actual costs, requires deposit.
Notice of Trustee Sale	\$ 5.00 + \$ 5.00	\$ 70.00
Postings, manual, of required notices	\$ 5.00	\$ 5.00
Publication Costs	actual costs	actual costs
Recording of Documents	actual costs + requires deposit	actual costs
Returned Check Fee	None	\$ 30.00
Sheriff's Deed	\$ 15.00	\$ 10.00
Writ of Execution – Garnishments (Bank, Wage)	\$ 40.00	\$ 70.00
Warrant of Distrain	\$ 20.00	\$ 50.00
Writ of Attachment/Civil Arrest	\$ 40.00	actual costs, requires deposit
Deposit for actual costs if Sheriff arranges evictions, personal property & vehicle attachments, move outs, storage, levy	\$ 3,000.00	\$ 3,000.00
Deposit for actual costs of Sheriff's sale	\$ 500.00	\$ 500.00

* Levy - Commission on receiving and paying over money on execution regarding land or personal property when levied and sold. On first \$1,000, it is 2%; on all amounts over \$1,000 it is 1%, if no sale it is \$100.00. Levy amount shall not exceed actual costs.