

**BONNEVILLE COUNTY SHERIFF'S OFFICE**

**CIVIL PROCESS OFFICE FEES**

**BONNEVILLE COUNTY BOARD OF COUNTY COMMISSIONERS**

**AMENDMENT TO: September 4, 2012 Resolution No. 12-11**

AMENDED ON: October 19, 2012 – 10:00 a.m.

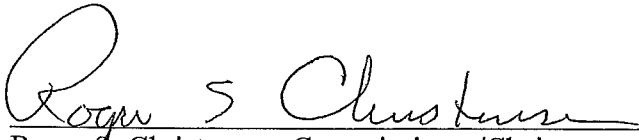
| <b>PROCESS SUMMARY</b>  |  | <b>Amended Fee Schedule</b>                                 |
|---|--|---|
| 1-Service & Process of each summons & complain on each defendant or each process that commences an action or proceeding to include Small Claims, Summons & Complaint, Summons & Petition, Small Claims Court, S/S, Summons – Juror.   |  | \$ 55.00  |
| 2-Service & Process of each and every Notice, Rule or Order or Body Attachment. 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, Serve Affidavits and /or Notices, Tenant Three Day Notice, Three Day Notice to Quit, Three Day Notice to Pay Rent or Quit |  | \$ 55.00  |
| 3-Service & Process of each Criminal or Civil Subpoena, for each witness summoned in an action or proceeding. Subpoena-Civil, Subpoena-Criminal.  |  | \$ 55.00  |
| 4-Service & Process of each Writ of Execution where levy is not made on Property or Cash D.   |  | \$ 55.00  |
| 5-Service & Process of each Property Attachment, Execution Levy, Order to Deliver Personal Property. Assistance, Writ of Attachment, Writ of Assistance   |  | \$ 55.00  |
| 6-Service & Process of each Wage Garnishment when Idaho Law Allows Service by Mail. Service of Writ & Undertaking, Service of SIC with Writ, Earnings withholding Order, Garnishments, One time Garnishment, Continuous. *.01-.015 commission/not to exceed actual costs  |  | \$ 40.00 + (.01-.015 Commission not to exceed actual costs) |
| 7-Service & Process of each Bank Garnishment, Garnishments. * .01-.015 commission, not to exceed actual costs.  |  | \$ 40.00 + (.01-.015 Commission not to exceed actual costs) |
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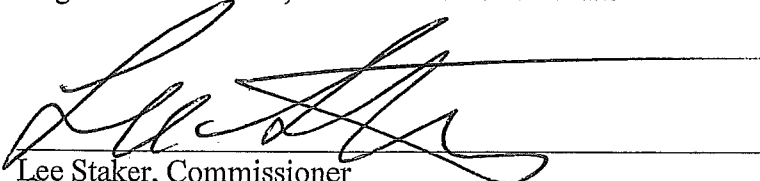
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| 8-Service & Process of each Writ of Possession or Restitution Placing Person in Possession of Premises when Occupant was not removed by Deputies. Claim & Delivery/Writ of Possession, Eviction (Writ of Possession RIP), Writ of Possession (Real Property), Possession, Writ of (Claim & Delivery), Writ of Possession-Personal Property, Writ of Possession – Real Property, writ of Restitution |  | \$115.00                                      |
| 9-Service & Process of each Execution to Evict Person and or Goods and Chattels. Moving & Storage Costs, Writ of Possession-Real Property, Eviction (Writ of Possession)  |  | \$200.00                                      |
| 10-Service & Process of each Writ of Execution to Sell Real Property. Execution,, Writ of Foreclosures, Order for Sale, Real Property –Levy & Sell With or Without Sale   |  | \$215.00                                      |
| 11-Each Sheriff Deed, Sheriff's Deed  |  | \$ 15.00                                      |
| 12-Process & Execufing each Certificate of Sale in addition to Filing & Recording Fees, Certificate of Sale (Real Property), Certificate of Sale, (Personal Property)   |  | \$ 10.00                                      |
| 13-Process for each Cancellation of Service before attempt to service is made. Return, Cancellation of Service before attempt   |  | \$ 27.00                                      |
| 14-Process for each Cancellation of Service after Attempt to serve is made Not Found Return   |  | \$ 55.00                                      |
| 15-Sheriff's Commission without Levy for each action. Commission without Levy. *(Up to \$75.00, but not to exceed actual costs)   |  | Up to \$75.00, but not to exceed actual costs |
| 16-Sheriff's Commission on each Levy for Personal or Real Property Levied and Sold. Commission with Levy. *(Up to \$200, but not to exceed actual costs)  |  | Up to \$200.00 but not to exceed actual costs |
| 17-Sheriff's Commission on each Levy for Personal or Real Property that is not sold, or the sale is cancelled by the Plaintiff. Commission without Levy. * (Up to \$75.00, but not to exceed actual costs)  |  | Up to \$75.00, but not to exceed actual costs |
| 18-Returned Check Fee (Independent of Process Fees, Rates or Commission)  |  | \$ 25.00                                      |
| 19-Each Interim Return. Interim Return  |  | \$ 10.00                                      |

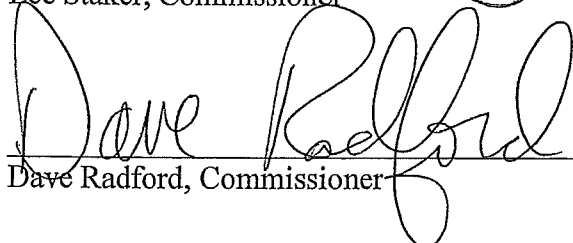
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|---|--|-------------------|
| 20. Each manual posting of required notice. Posting (Sale Notices)  |  | \$ 5.00           |
| 21-Deposit if Sheriff arranges Evictions, Personal Property & Vehicle Attachments, Move Outs, Storage, Levy to include Deputy Hourly Rate & Actual Cost Advance Fee |  | \$3000.00         |
| 22-Field Actions that exceed (2) hours will be assessed @ appropriate hourly Civilian or Post Certified Deputy Rate. Actual Mileage may be assessed.                |  | Cost Addendum     |
| <b>Actual Cost Addendum</b>   |  |                   |
| <b>Civilian Deputy Average Wage/Benefits @ Regular Hourly Rate</b>  |  | \$ 21.59          |
| Civilian Deputy Average Wage/Benefits @ Overtime Hourly Rate  |  | \$ 32.39          |
| Certified Peace Officer Average Wage/Benefits @ Regular Hourly Rate   |  | \$ 35.58          |
| Certified Peace Officer Average Wage/Benefits @ Contractual Hourly Overtime Rate  |  | \$ 56.00          |
| Mileage for actual miles traveled @ Current IRS Mileage Rate for Each Mile Traveled in order to complete Process, Service or action, I.C. 31-3217                   |  | \$ .55 ½ per mile |

Amendment to Resolution No. 12-11 to set Sheriff's Civil Process Fee Schedule. Board of County Commissioners meeting; October 19, 2012 at 10:00 a.m.

BONNEVILLE COUNTY COMMISSIONERS

  
 Roger S. Christensen, Commissioner/Chairman

  
 Lee Staker, Commissioner

  
 Dave Radford, Commissioner