

Cause No. _____

THE STATE OF TEXAS

IN THE COUNTY COURT AT LAW

VS.

OF

ECTOR COUNTY, TEXAS

Motion for Release of Cash Bond

I, _____, do hereby request the court to release the Cash Bond in the amount of \$ _____ said bond was posted in the above styled and numbered cause. The said bond has never been forfeited and said Defendant has satisfied all conditions of the bond. The request for refund is in accordance with the following statutes:

CCP Art. 17.02. DEFINITION OF "BAIL BOND". A "bail bond" is a written undertaking entered into by the defendant and the defendant's sureties for the appearance of the principal therein before a court or magistrate to answer a criminal accusation; provided, however, that the defendant on execution of the bail bond may deposit with the custodian of funds of the court in which the prosecution is pending current money of the United States in the amount of the bond in lieu of having sureties signing the same. Any cash funds deposited under this article shall be receipted for by the officer receiving the funds and, **on order of the court, be refunded, after the defendant complies with the conditions of the defendant's bond, to:**

- (1) **any person in the name of whom a receipt** was issued, in the amount reflected on the face of the receipt, including the defendant if a receipt was issued to the defendant; **or**
- (2) **the defendant, if no other person is able to produce a receipt for the funds.**

LGC Sec. 117.055. COUNTY EXPENSES PAID FROM FEES. (a) To compensate the county for the accounting and administrative expenses incurred in handling the registry funds that have not earned interest, including funds in a special or separate account, the clerk shall, **at the time of withdrawal, deduct from the amount of the withdrawal a fee in an amount equal to five percent of the withdrawal but that may not exceed \$50.** Withdrawal of funds generated from a case arising under the Family Code is exempt from the fee

I release the Clerk from all liability and accountability hereof.

Defendant's Signature _____

Date _____

Address _____

Phone Number _____

Applicants Signature _____

Date _____

(If different from defendant)

***Note- A copy of drivers license must accompany this application. Your refund will be mailed to you after a judge review your application and enters an order allowing the funds to be released**

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ORDER FOR RELEASE OF CASH BOND

On this day came on to be considered the Motion for Release Cash Bond in the amount of \$_____ in the above styled and numbered cause. The Court finds that the Cash Bond has never been forfeited and said Defendant has satisfied all conditions of said bond.

The Court hereby Orders the release of the Cash Bond pursuant to CCP 17.02 and Orders the Clerk to withdraw the Administrative Fee in accordance with LGC 117.055.

Signed and entered this ____ day of _____ A.D., 20_____.

JUDGE PRESIDING