



[Stearns County \(Minn.\)](#)
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State of Minnesota,

County of Stearns

IN PROBATE COURT

19,428

In the Matter of the Estate of

Mary A. Ethen

Decedent.

Petition for Allowance and
Probate of Will

To the Probate Court in and for said County:

Your petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of St. Cloud Township in the County of Stearns

State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: son of decedent and executor named in will

SECOND—That said decedent was born in the Country of U. S. A. (Rockville Township, Stearns County, Minn. and died at St. Cloud County of Stearns, State of Minnesota

on the 24th day of September, 1962, aged 80 years

and at the time of his death was a native of U. S. A.

and a citizen of the Country of U. S. A. and a resident of Cold Spring

in the County of Stearns and State of Minnesota

and left estate in the County of Stearns State of Minnesota.

THIRD—That said decedent died leaving a last Will and Testament which Will is herewith presented and filed for Probate.

FOURTH—That the estate of decedent at the time of his death consisted of personal property of the estimated value of \$ 425.00 divided as follows:

- | | | | |
|---------------------|------------------------------|------------------------|------------------------|
| 1. Household goods, | \$ 200.00 | 2. Wearing apparel, | \$ No commercial value |
| 3. Stock, | \$ | 4. Notes, bonds, etc., | \$ |
| 5. Miscellaneous, | \$ 225.43 - checking account | | |

That said estate also included real estate of the estimated worth and probable value of \$ 9000.00

situated in said County of Stearns

State of Minnesota, to-wit:

1. Homestead in Stearns County, Minnesota, as follows:

A. City Property Lot 3, Miggli's Subd. of Blk 14, Cold Spring, Minn.

.24 acre

\$ 9,000.00

(Give Area)

(or)

B. Rural Property

\$ None

(Give Area)

2. Real Estate other than Homestead:

A. City Property Lots without Buildings \$ None

City Property Lots with Buildings \$

B. Rural Property Acres improved land \$ None

Rural Property Acres unimproved land \$

FIFTH—That the probable amount of debts of decedent is \$ 1600.00, consisting of expense of last illness and funeral.

SIXTH—That the names, ages, relationship and addresses of the heirs, legatees and devisees of said decedent, so far as known to your petitioner are as follows:

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Norbert J. Ethen	52	Son	Rt. #2, St. Joseph, Minn.
Donald H. Ethen	50	Son	1465 Spencer Ave., Omaha, Nebr.
Alphonse N. Ethen	56	Son	Cold Spring, Minn.
Mary Erlinda Zimvalde	41	Daughter	Richmond, Minn. Box 14
Marcus J. Ethen	48	Son	Edwards Hotel, Omaha, Nebr.
Alice M. Ethen, now Sister Mary Ronald, O. S. B.	43	Daughter	Rt. 3, Box 41, St. Cloud, Minn.
Carl P. Ethen	38	Son	619 9th Avenue South, St. Cloud, Minnesota.

SEVENTH—That Norbert J. Ethen whose Post Office address is
Rt. #2, St. Joseph, Minn. is named in said Will as executor
thereof and is a suitable and competent person to be executor of said Will.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and
that said Norbert J. Ethen be appointed executor
thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said
Norbert J. Ethen

Dated September 29, 1962

Norbert J. Ethen Petitioner.

State of Minnesota.

County of Stearns

ss.

Norbert J. Ethen

being duly sworn, on oath says that he is the petitioner named in the foregoing petition; that the said petition is true
of his own knowledge except as to the matters therein stated on information and belief, and as to those matters
he believe it to be true.

Norbert J. Ethen

Subscribed and sworn to before me this 29th
day of September, 1962

Julia Stein
Notary Public

Stearns

County, Minnesota.

My Commission expires

October 29, 1964.

State of Minnesota.

County of Stearns

IN PROBATE COURT

Petition for Allowance and
Probate of Will

In the Matter of the Estate of

Mary A. Ethen

Decedent.

Selection of Newspaper

To the Judge of said Court:

Please cause the notices in said estate
to be published in the

Cold Spring Record

(Here insert name of newspaper)

Russell & Willenbring

(Sign your name here)

Filed this

day of

October, 1962

Joseph H. Harkness
Probate Judge-Clerk.

No. 3486*

00532728

PRINTER'S AFFIDAVIT OF PUBLICATION

Printer's Affidavit of Publication. (Mason's Minn. Statutes, 1927, Chaps. 10935, 10936, as amended by Chap. 373, G. L. 1933, as amended by L. 1935, C. 166.)

STATE OF MINNESOTA,
County of Stearns.

I, Paul A. Honer

being duly sworn, on oath says; that he is, and during all the times herein stated has been the publisher of the newspaper known as COLD SPRING RECORD, and has full knowledge of the facts hereinafter stated; that for more than one year

prior to the publication therein of the Order for Hearing

Petition To Admit Will and Notice To Creditors,

Re Estate of Mary A. Ethen, Decedent

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT
File No. 19,428

Re Estate of
Mary A. Ethen, Decedent.

IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on Friday, October 26th, 1962, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date hereof and that said claims be heard on Friday, February 1st, 1963, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this 1st day of October, 1962.

JOHN LANG,
Probate Judge.
RUSSELL & WILLENBRING,
Attorneys.

hereinafter described, said newspaper was printed and published in the Village of Cold Spring, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the Village from which it purports to be issued as above stated in column and sheet form equivalent in space to at least 450 running inches of singlecolumn, two inches wide; has been issued once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Legal Notice

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, one each week

for successive weeks; that it was first so published

on Thursday, the 4th day of Oct., 19 62, and thereafter on Thursday of each week to and including the

18th day of Oct., 19 62; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 17th day of

October,

19 62

Notary Public, Stearns County, Minn.

My Commission expires E. E. STEIN, 19

Notary Public - Stearns Co., Minn.

My Commission Expires Dec. 12, 1967

00532729

19,428

STATE OF MINNESOTA
County of Stearns

PROBATE COURT
In the Matter of the Estate of
Mary R. Ether
Decedent

Will

FILED THIS 26 DAY
OF Oct. A.D. 1962
Joseph H. Houten
CLERK OF PROBATE

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of Mary A. Ethen, Deceased.

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court,
and Norbert J. Ethen named as execut of said Will,
having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Norbert J. Ethen give
bonds to the Judge of this Court in the sum of One Thousand and no/100 - - - - -
- - - - - (\$1,000.00) - - - - - Dollars,
conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be ap-
proved by said Judge, and that thereupon Letters Testamentary to be him issued.

Dated at St. Cloud Minnesota, the 26th day of October
A. D. 1962.

By the Court,

Russell & Willenbring,

Attorney S for Petitioner.

John Long
Judge of Probate.

0053-2731

No. 19,428

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Mary A. Ethen,

Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 26th day of
October A. D. 1962, and
recorded in Book of Orders, on
page

Josephine H. Hulse
Clerk—Judge of Probate.

No. 3549*

0053 2732

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of Proving the Last Will and Testament of the Estate of

Mary A. Ethen

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns } ss.

F. W. Russell

, being

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the subscribing witnesses to the instrument now shown him, bearing date the 26th day of

April

A. D. 1955, and purporting to be the Last Will and Testament of

Mary A. Ethen

of the County

of Stearns

and State of

Minnesota

now here presented

for probate; that

F. W. Russell

knew

and was well acquainted with the said Decedent, in her lifetime and at the time of her death, that on the day and date of said instrument, to-wit, the 26th day of April

A. D. 1955, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared by the said decedent, to be her Last Will and Testament in the presence of deponent and of

Julia Stein

the other subscribing witness thereto, and that deponent and the said

Julia Stein

the other subscribing witness did then and there, in the presence of the said decedent, and at her request, severally subscribe said instrument as witnesses thereto.

Deponent further says that at the time of the execution of said instrument as aforesaid, the said Decedent was of sound and disposing mind, memory and understanding, of lawful age and under no restraint to the best of deponent's knowledge, and as he verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

25th day of October A. D. 1962

John Long
Judge of Probate.

F. W. Russell

No. 19,428

State of Minnesota.

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Mary A. Ethen

Decedent.

TESTIMONY OF

F. W. Russell

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

26th

day of

October

1962

Joseph J. Thompson
Clerk Judge of Probate.

• No. 3543 •

005302734

Last Will and Testament

IN THE NAME OF GOD, AMEN.

I, Mary A. Ethen, of the village of Cold Spring, County of Stearns and State of Minnesota, being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to be my Last Will and Testament.

FIRST, I order and direct that my executor hereinafter named, pay all of my just debts and funeral expense as soon after my decease as conveniently may be. And further direct that my daughters divide my personal effects among themselves.

SECOND, After the payment of such funeral expense and debts, I order and direct that my executor hereinafter named expend the sum of One Hundred Dollars (\$100.00) for Low Masses for the repose of the souls of my deceased husband, Matt Ethen, and myself.

THIRD, All of the rest, residue and remainder of my estate I give, devise and bequeath to my children hereinafter named, in equal and undivided shares, share and share alike, namely to:

Norbert J. Ethen, Romuald H. Ethen, Alphonse H. Ethen, Mary Erlinda Zuswalde, Marcus J. Ethen, Alice M. Ethen (Sister Mary Ronald, O.S.B.) and Carl P. Ethen.

It is my direction that in the event any of the above named children should die before me that his or her children take the share which should have gone to such deceased child.

LASTLY, I make, constitute and appoint my son, Norbert J. Ethen, to be executor of this my Last Will and Testament.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of April, 1955.

Mrs. Mary A. Ethen

THIS INSTRUMENT, was on the date thereof, signed, published and declared by the said testatrix to be her last will and testament, in our presence, who, at her request, have subscribed our names thereto as witnesses, in her presence and in the presence of each other.

Julia Stein
Bob Russell

Residing at Cold Spring, Minnesota.

Residing at Cold Spring, Minnesota.

Will

of

MARY A. ETHEN

F. W. Russell
Attorney at Law
Cold Spring, Minn.

00538236

State of Minnesota, }

County of Stearns }

IN PROBATE COURT
CERTIFICATE OF PROBATE

In the Matter of the Estate of Mary A. Ethen Decedent

We it Remembered, That on the day of the date hereof at a Special Term of said Probate Court, pursuant to the notice duly given, the last will and testament of Mary A. Ethen Decedent, late of said County of Stearns bearing date the 26th day of April 1955, and being the annexed written instrument, was duly proved before the Probate Court, in and for the County of Stearns aforesaid; and was duly allowed and admitted to probate by said Court according to law; as and for the last Will and Testament of said Mary A. Ethen deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

In Testimony Whereof, The Judge of the Probate Court of said County has hereunto set his hand and affixed the seal of said Court at St. Cloud in said County, this 26th day of October 1962



John Long
Judge of Probate.

00532737

State of Minnesota,

ss.

IN PROBATE COURT

County of

I,

County of _____ do hereby certify that I have compared the foregoing copy of the record of last Will and Testament and Certificate of Probate hereon and the original records thereof now remaining in this office and have found the same to be correct transcripts therefrom and of the whole of such original records.

In Testimony Whereof, I have hereunto set my hand and affixed the seal

of said Court, at _____ day of _____

A. D. 19

this

of Probate Court.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,

Decedent.

Certificate of Probate of Will

Filed this 26th day of
October 1962, and recorded,

together with the will attached in Book

M of Records of Wills, Page 548

Joseph Ruyhouse
Clerk Judge of Probate.

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen,

Decedent

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 26th day of October 1962

upon the petition of Herbert J. Ethen

for the allowance of an instrument filed therewith purporting to be the last will and testament of the above named decedent; and the court having duly heard the same and all the evidence produced in support thereof, and having duly considered the same, finds as follows:

FIRST—That the citation of this court, dated the 1st day of October 1962 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 24th day of September 1962, and at the time of his death was a resident of Cold Spring

in the County of Stearns and State of Minnesota

and left estate in the County of Stearns State of Minnesota.

THIRD—That the subscribing witness as to said purported last will and testament of said decedent, to-wit:

Julia Stein and F. W. Russell

and F. W. Russell duly sworn and examined, and his testimony reduced to writing, subscribed by him and filed herein.

FOURTH—That said instrument presented for probate as aforesaid was duly executed by said decedent as his last will and testament, according to law; and that said decedent, at the time he executed the said instrument, was of sound mind and free from undue influence, of lawful age, and under no restraint

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the said instrument presented and proved as aforesaid be and the same hereby is, established and allowed as the last will and testament of the above named decedent, and is hereby admitted to probate.

Dated October 26th, 1962

John Long
Judge of Probate.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

MARY A. STERN,

Decedent.

Order Admitting Will to Probate

Filed this 26th day of

October 1952, and recorded

in Book " " of Orders, Page

Loisley, Hubert
Clerk Adm of Probate.

No. 3541*

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,

Decedent.

LETTERS TESTAMENTARY

Decedent died on September 24th, 1962

To Norbert J. Ethen

GREETING:

Whereas, You have been appointed executor of the last will and testament of the above named decedent, by the order of this court, and have duly qualified as such:

Now Therefore, Reposing full faith and trust in your competency, ability and integrity, these letters testamentary are issued to you by the court, authorizing you to execute and carry into effect the said will of said decedent, according to the true intent thereof, and granting unto you all the powers, duties and responsibilities incident to said trust, in substance as follows, to-wit:

FIRST—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase and profits of said estate; to demand, receive, collect, sue for and recover all the debts, claims, rights, and choses in action, which to said decedent at the time of her death did belong; and, in within one month from the date hereof, to make and file in this court a true, verified, inventory of all the estate of said decedent, and cause the same to be appraised according to law.

SECOND—To manage, care for, and administer the said estate, to the end that the same may be preserved, kept, and increased, in the most economical and efficient manner; and to keep in good condition of repair all the buildings and improvements on the real estate of decedent.

THIRD—To cause to be paid, according to the provisions of said will as far as possible, and where not possible, then according to law, out of the personal estate of decedent if the same be sufficient therefor, and if not sufficient, then out of the real estate of decedent to be sold under the order of this court, the following charges, demands, and debts, in the order following, to-wit: the expenses of the administration of said estate; the expenses of the funeral of said decedent; the expenses of the last sickness of said decedent; all the debts of decedent having preference under the laws of the United States; all taxes that shall be legally levied upon the estate of decedent; all other debts of decedent due to her creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if her said estate be sufficient therefor.

FOURTH—To make and file in this court, whenever requested by the court so to do, and at the completion of said trust, full and true accounts, with itemized statements, under oath, of all said estate and the increase thereof, that shall come into your hands, and of all disbursements made by you and of all the residue that remains in your hands, together with the value and condition thereof; and, at the completion of said trust, to turn over all the residue of said estate in your hands to those declared thereunto entitled by the court.

Witness, The Judge of this Court, and the seal thereof, this

2nd

day of

November

1962



Probate Judge.



State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,
Decedent.

LETTERS TESTAMENTARY
(LONG FORM)

Filed this 2nd day of

November, 1962, and Recorded

in Book " 0 " of Letters, Page 325

Joseph H. Buckner
Clerk of Probate Court.

No. 2640*

State of Minnesota,

County of

ss.

IN PROBATE COURT

I, _____, Judge of the Probate Court, in and for said County, and State afore-
said, do hereby certify that I have compared the within and foregoing paper writing with the original Letters Testamentary
in the matter herein entitled, now remaining of record in my office, and that the same is a true and correct copy of said
original, and the whole thereof.

WITNESS, my hand and seal of said Court, at _____ this _____

day of _____, A. D. 19 _____

Probate Judge.

Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY · CHICAGO · SIOUX FALLS · DALLAS

BOND AND OATH OF ADMINISTRATOR, EXECUTOR AND GUARDIAN, INCLUDING SALE OF REAL ESTATE

STATE OF MINNESOTA }
County of Stearns } ss IN PROBATE COURT

In the Matter of the Estate of Mary A. Ethen
☐ Minor ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID-11779

That we, Norbert J. Ethen, as Principal,
and the WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South
Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing
that it is authorized to contract as Surety upon bonds in said State of Minnesota, as Surety, are held
and firmly bound unto John Lang

as Judge of Probate of the County of Stearns, Minnesota, in the sum of
One Thousand and 00/100 (\$ 1,000.00) DOLLARS,

(NOT VALID IF FILLED IN FOR MORE THAN \$500,000.00)

lawful money of the United States, to be paid to said Judge of Probate, or his successor in office;
for which payment well and truly to be made, we bind ourselves and each of our heirs, executors,
administrators, successors, and assigns, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden Principal, who
has been appointed representative of the estate of the above named Mary A. Ethen, Deceased,
shall well and faithfully discharge all the duties of his trust as representative of said estate according
to law, then this obligation shall be void, otherwise it shall remain in full force and virtue.

IN WITNESS WHEREOF, Said Principal has hereunto affixed his hand and seal; and the said
Surety has caused these presents to be signed by its Ass't. Secretary
and its corporate seal to be hereto attached by authority of its Board of Directors, this

26th day of October, 1962.

Signed, Sealed and Delivered in Presence of

Julia Stein } Norbert J. Ethen Principal
Don Russell }
Principal

Countersigned By Walter Stein WESTERN SURETY COMPANY
Minnesota Resident Agent By D. Christensen Asst. Secy.

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA }
County of Stearns } ss
On this 26th day of October, 1962, before me personally
appeared Norbert J. Ethen, to me well known
to be the person who executed the foregoing bond as Principal, and acknowledged that he executed the
same for the uses and purposes herein expressed as his free act and deed.

My Commission Expires October 29, 1964 Notary Public, Stearns County, Minnesota
Julia Stein

ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA }
County of Minnehaha } ss
On this 26th day of October, 1962, before me
appeared D. Christensen Asst. Secy.
to me personally known, who being by me duly sworn, did say that he is the aforesaid officer of the
WESTERN SURETY COMPANY, a corporation; that the seal affixed to the foregoing instrument is
the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation
by the aforesaid officer, by authority of its Board of Directors; and the aforesaid officer acknowledged
said instrument to be the free act and deed of said corporation.

My Commission Expires 7-31, 1966 W. J. Siddle
Notary Public, Minnehaha County, South Dakota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies
KANSAS CITY CHICAGO SIOUX FALLS DALLAS

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

BOND AND OATH OF
ADMINISTRATOR,
EXECUTOR AND
GUARDIAN,
Including Sale of Real Estate

In the Matter of the Estate of
Mary A. Ethen,

Decedent.

Filed the 2nd day of
November, 1962, and said
bond recorded in Book of

Bonds, page of Probate
Records.

Clerk

Josephine H. Houser
☒ Clerk ☐ Judge of Probate

OATH OF REPRESENTATIVE

STATE OF MINNESOTA

County of Stearns

ss

I, Norbert J. Ethen do swear that I will faithfully and justly
perform all the duties of the office and trust which I now assume as executor
of the estate of the above named Mary A. Ethen, deceased
to the best of my ability and according to law, so help me God.

X *Norbert J. Ethen*

Subscribed and sworn to before me this 26th day of October, 1962

My Commission Expires

October 29, 1964

Julia Stein
Julia Stein
Notary Public, Stearns County, Minnesota

APPROVAL

I hereby approve the within Bond and the Surety thereon, this 2nd day of
November, 1962

John Long
Probate Judge

Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY · CHICAGO · SIOUX FALLS
DALLAS · PALO ALTO

BOND AND OATH OF ADMINISTRATOR, EXECUTOR AND GUARDIAN, INCLUDING SALE OF REAL ESTATE

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of Mary A. Ethen

☐ Minor(s) ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID-21893

That we, Norbert J. Ethen, as Principal,
and the WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South
Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing
that it is authorized to contract as Surety upon bonds in said State of Minnesota, as Surety, are held
and firmly bound unto John Lang
as Judge of Probate of the County of Stearns, Minnesota, in the sum of

Six Thousand and 00/100 (\$ 6,000.00) DOLLARS,
(NOT VALID IF FILLED IN FOR MORE THAN \$500,000.00)

lawful money of the United States, to be paid to said Judge of Probate, or his successor in office;
for which payment well and truly to be made, we bind ourselves and each of our heirs, executors,
administrators, successors, and assigns, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden Principal, who
has been appointed representative of the estate of the above named Mary A. Ethen, Deceased,
shall well and faithfully discharge all the duties of his trust as representative of said estate according
to law, then this obligation shall be void, otherwise it shall remain in full force and virtue.

IN WITNESS WHEREOF, Said Principal has hereunto affixed his hand and seal; and the said
Surety has caused these presents to be signed by its G. Puthoff, Asst. Secy.
and its corporate seal to be hereto attached by authority of its Board of Directors, this
25th day of April, 19 63.

Signed, Sealed and Delivered in Presence of
Witness to Principal

Norbert J. Ethen
Principal

Julia Stein
Witness to Surety

Principal
WESTERN SURETY COMPANY

By G. Puthoff, Asst. Secy.
Countersigned

By Victor Stein
Minnesota Resident



ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA
County of Stearns

On this 25th day of April, 19 63, before me personally
appeared Norbert J. Ethen, to me well known
to be the person who executed the foregoing bond as Principal, and acknowledged that he executed the
same for the uses and purposes herein expressed as his free act and deed.

My Commission Expires April 19, 19 67 Notary Public, Stearns County, Minnesota
F. W. Russell

ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA
County of Minnehaha
On this 25th day of April, 19 63, before me
appeared G. Puthoff, Asst. Secy.
to me personally known, who being by me duly sworn, did say that he is the aforesaid officer of the
WESTERN SURETY COMPANY, a corporation; that the seal affixed to the foregoing instrument is
the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation
by the aforesaid officer, by authority of its Board of Directors; and the aforesaid officer acknowledged
said instrument to be the free act and deed of said corporation.

My Commission Expires 7-19-64, 19 64
F. W. Russell
Notary Public, Minnehaha County, South Dakota

APPROVAL

I hereby approve the within Bond and the Surety thereon, this 1st day of

May, 19 63


Probate Judge

OATH OF REPRESENTATIVE

STATE OF MINNESOTA

County of _____ } 63

I, _____ do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as _____ of the _____ of the above named _____ to the best of my ability and according to law, so help me God.

Subscribed and sworn to before me this _____ day of _____, 19 _____

My Commission Expires _____

_____, 19 _____ Notary Public, _____ County, Minnesota

WESTERN SURETY COMPANY
One of America's Oldest Bonding Companies
KANSAS CITY, CHICAGO, ST. LOUIS, ST. PAUL, MINN.

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

ADDITIONAL
BOND AND OATH OF
ADMINISTRATOR,
EXECUTOR AND
GUARDIAN,
Including Sale of Real Estate

In the Matter of the Estate of

Mary A. Ethen,

☐ Minor(s) ☐ Incompetent
☐ Deceased

Filed the 1st day of

May, 19 63, and said

bond recorded in Book _____ of _____

Bonds, page _____ of Probate
Records.

Clerk


☒ Clerk ☐ Judge of Probate

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Order Appointing Appraisers

Mary A. Ethen,
Decedent.

On all the files, records, and proceedings in said estate

It is ordered that F. E. Stein and
W. F. Honer

be and they are hereby appointed appraisers, to appraise upon oath the estate of the said decedent according to law.

Dated this 26th day of October, 1962.

(PROBATE COURT SEAL)


Probate Judge.

00532747

No. 19,428

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,

Decedent.

Order Appointing Appraisers

Filed October 26th, 1962

Joselyn K. Kuchouse
Probate/Judge/Clerk.

No. 3579/4*

005302748

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No. 19,428

IN THE MATTER OF THE ESTATE OF

INVENTORY AND APPRAISAL

Mary A. Ethen

Date of Death 9-24, 1962

Decedent

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I, Waldemar Honer, and

F. E. Stein

do solemnly swear that I will honestly, faithfully and

impartially perform all the duties of the office and trust which I now assume as appraiser of the estate of

Mary A. Ethen

decedent to the best of my ability, So Help Me God.

Subscribed and sworn to before me this

31st day of October, 1962.

F. W. Russell, Stearns County, Minn.

Notary Public, My commission expires April 19, 1962.

(SEAL)

INVENTORY AND APPRAISAL

The undersigned representative of the estate of the above named decedent, represent and show to the court—

That the following is a true and correct inventory of all the property of the above named estate, both real and personal, which has come into his possession and of which he has knowledge after diligent search and inquiry concerning the same, classified as follows, to-wit:

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of .24 acres in area described as follows, to-wit:
(give acreage)

Lot Three (3), Muggli's Subdivision of Block Fourteen (14), in the Village of Cold Spring, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said county.

Specify Encumbrances and Respective Amounts

Net Value Over Encumbrances

\$

\$

9000⁰⁰

(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:

None

FORWARDED

005382749

CLASS V—Mortgages, Bonds, Notes and other Written Evidences of Debt: (Show Encumbrances, if any)

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
Certificate of Deposit, First National Bank of Cold Spring, New York, dated January 26, 1957, due 1 year from date, interest at 4% per annum The above described certificate of deposit was held jointly by decedent and Carl P. Ethen, son of decedent, as joint tenants, and is reported in inheritance tax return.	\$	\$	\$
	- 61.72 -	- 82,100.00 -	- 82,761.72 -
Total Value of Mortgages, Bonds, Notes, etc.			\$ None

CLASS VI—All other Personal Property:

(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
The Prudential Life Insurance Company of America, policy No. M8 560 690, dated 11/20/44, payable to executor of estate Cash in checking account at First National Bank of Cold Spring	\$	\$
		\$ 500.00
		225.43
Total Value of All Other Personal Property		\$ 725.43

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$ 9,000.00
The total value of all the personal property of decedent, as valued by the appraisers herein, is - - \$ 1,025.43
The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$ 10,025.43

Respectfully submitted,

Robert Ethen

Representative...

NOTE: If estate is over \$10,000.00 or subject to Inheritance Tax, make this in triplicate and file in Probate Court.

00532751

VERIFICATION

State of Minnesota,

County of Stearns

ss.

Norbert J. Ethen

being duly sworn, on oath say that he is the representative of the estate above specified; that he has read the foregoing inventory subscribed by him and know the contents thereof and that the same is a true and correct inventory of all of the estate of the decedent that has come to his possession or knowledge.

Subscribed and sworn to before me this

26th day of October, A. D. 1962

P. W. Russell

Notary Public, Stearns County, Minn.

My commission expires April 19, 1967

Norbert Ethen

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota,

County of Stearns

We, the undersigned appraisers, duly appointed by

the Probate Court of Stearns

County, Minnesota, to appraise the estate of

Mary A. Ethen

Decedent, having first duly taken and subscribed the oath prescribed by law and hereto annexed, hereby certify and return, that we have carefully examined and considered the inventory of said estate delivered to us by the representative of said estate and the property therein described, and have faithfully and impartially and to the best of our knowledge and ability, appraised the said property, and set down opposite each item thereof in figures the value thereof in money, and have footed up by itself the amount and value of each class of said property, and of the whole of said estate.

Dated this 31st day of October, A. D. 1962

[Signatures]
Appraisers

File No. 19,428

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent

Inventory and Appraisal

Total Personal	\$ 1,025.43
Total Real Estate	\$ 2,000.00
Total Appraisal	\$ 3,025.43

Due service of the within inventory and appraisal is hereby admitted this day of 19

Deputy-Treasurer of
County, Minnesota

Filed this 2nd day of November, A. D. 1962

[Signature]
Probate Judge-Clerk

Russell & Willenbring
Attorney s

No. 38879

00532752

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen

-Wife- Decedent.

Petition of Representative for Order to Sell,
Mortgage or Lease Land

Your Petitioner respectfully represents and shows to the Court:

1. That he is the representative of the estate above named.

2. That the bond filed by him herein as such representative, pursuant to order of this Court is NOW

in the penal sum of \$ 1000.00

3. That there remains in his hands undisposed of personal property of the estimated value of \$

4. That the debts and charges against said estate remaining unpaid to the best knowledge and information of your petitioner are approximately as follows, to-wit:

Family allowances	\$
Expenses of Administration	\$
Funeral expenses	\$
Expenses of last sickness	\$
Taxes	\$
Claims of creditors allowed by Court	\$
Legacies	\$
TOTAL debts and charges remaining unpaid	\$

5. That your petitioner desires to the real property of said estate described, and of the appraised value, as follows, to-wit:

Value as Fixed
by Appraisers

(a) The homestead of decedent, being in the County of Stearns

State of Minnesota, described as follows, to-wit:

Lot Three (3) Muggli's Subdivision of Block Fourteen (14) of the Village of Cold Spring, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said county.

\$ 9,000.00

Value as Fixed
by Appraisers

(b) Other real estate of decedent being in the County of _____
State of Minnesota, described as follows, to-wit:

none

\$ _____

005382754

14. That the personal property of said estate is insufficient to pay the advances to the spouse and children, expenses of administration, funeral expenses, expenses of last illness, taxes, debts, and legacies.

7. That the names and addresses, so far as known to your petitioner of all the persons having an interest in the above described real estate are as follows, to-wit:

Dated November 1, 1962

Petitioner.

State of Minnesota,

County of Stearns

ss.

Norbert J. Ethen, also known as Norbert Ethen

being duly sworn, on oath says that he is the person who made and signed the foregoing petition; that he has read the same and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

Norbert Ethen

Subscribed and sworn to before me this 1st

day of November 19 62

F. W. RUSSELL

Notary Public

Stearns

County, Minnesota

My Commission expires April 19, 1967.

CONSENT TO

OF REAL ESTATE

We, the undersigned, being

the persons who take an interest in the real estate described in the foregoing petition do hereby consent to the of said real estate and request the Court to authorize and direct the representative of said estate

said real estate as prayed for in said petition.

*Strike out (a) if it does not apply.

**Note if petition is to mortgage, add "in the amount of \$ said amount not to bear interest at a rate to exceed the maximum of per cent per annum." If petition is to sell add "at private sale" or "at public auction" as the case may require.

If sale or mortgage of the homestead is petitioned for, consent of the spouse must be obtained. If homestead is to be mortgaged for more than encumbrances and statutory items allowed, consent of all persons must be obtained.

19,428

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen

x Ward Decedent.

Petition for Order to Sell,
Mortgage or Lease Land

Filed this 2nd day of

November 1962

Carolyn Thompson
Probate Judge Clerk.

No. 3482

00532756

PRINTER'S AFFIDAVIT OF PUBLICATION

Printer's Affidavit of Publication. (Mason's Minn. Statutes, 1927, Chap. 10935, 10936, as amended by Chap. 373, G. L. 1933, as amended by L. 1935, C. 166.)

STATE OF MINNESOTA.
County of Stearns.

I, Paul A. Honer, being duly sworn, on oath says; that he is, and during all the times herein stated has been the publisher of the newspaper known as COLD SPRING RECORD, and has full knowledge of the facts hereinafter stated; that for more than one year

prior to the publication therein of the

Order for Hearing Petition To Sell Realty, Re Estate
of Mary A. Ethen, Decedent

STATE OF MINNESOTA
County of Stearns

PROBATE COURT File No. 19,428

Re Estate of Mary A. Ethen,

Decedent.

IT IS ORDERED that the petition filed herein to sell realty be heard on Friday November 30th, 1962, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 2nd day of November 1962

JOHN LANG
Probate Judge

RUSSELL & WILLENBRING,
Attorneys

Nov. 8, 15, 22.

hereinafter described, said newspaper was printed and published in the Village of Cold Spring, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the Village from which it purports to be issued as above stated in column and sheet form equivalent in space to at least 450 running inches of singlecolumn, two inches wide; has been issued once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Probate Notice

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, one each week

for three (3) successive weeks; that it was first so published

on Thursday, the 8th day of Nov., 1962, and thereafter on Thursday of each week to and including the

22nd day of November, 1962; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 30th day of

November, 1962

Julia Stein
Notary Public, Stearns County, Minn.

My Commission expires October 29, 1964

009382757

19,428

STATE OF MISSISSIPPI
County of SEASTON

PROBATE COURT

In the Matter of the Estate of

May A. Elkin

Decedent: Wife

John

FILED THIS 30th DAY
OF December A.D. 1962
Carlynn Buckner
CLERK OF PROBATE

00532758

State of Minnesota,

County of

Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen

Decedent—~~XXXXX~~Oath of Appraisers and Appraisal
of Lands Under Order For Sale

OATH OF APPRAISERS

State of Minnesota,

County of

Stearns

I,

F. E. Stein

and I,

W. F. Honer

do swear that I will faithfully

and justly perform all the duties of the office and trust which I now assume as appraiser of the lands of the above named

Mary A. Ethen

under and pursuant to that certain order

for sale of said lands at private sale, made by the above named Court on the

30th

day of

November

, 19⁶²

, and that I will appraise the said land described in said order for sale at its true

and full value, So Help Me God.

Subscribed and sworn to before me this

26th day of April

19 63

Julia Stein

Notary Public.

Stearns

County, Minn.

My Commission Expires

October 29

19 64

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

Norbert Ethen, a/k/a Norbert J. Ethen

to sell certain lands belonging to the

above named

Mary A. Ethen, deceased,

, dated the

30th

day of

November

19 63

, do hereby certify and report:

That we did first and before making said appraisal take and subscribe the foregoing oath as by law required and thereafter did appraise at their true and full value in cash those certain tracts or parcels of land lying and being in the County of

Stearns

State of Minnesota, described in said order for sale, as follows, to-wit:

Lot Three (3), Muggli's Subdivision of Block Fourteen (14) of the Village of Cold Spring, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said County.

\$ 7,500⁰⁰

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen

~~Decedent~~—~~Widow~~

**OATH OF APPRAISERS AND AP-
PRAISAL OF LANDS UNDER
ORDER FOR SALE**

Filed this 1st day of
May, 1963

Joseph H. Hays
Probate Judge & Clerk.

No. 1000*

and did set after and opposite each description of said lands its true and full value as by us determined and appraised.

Dated April 26, 19 63

Respectfully submitted,

[Signature]
Wm. H. Hays
Appraisers.

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 19,428

In the Matter of the Estate of

Mary A. Ethen,

Decedent.

Order For Sale of Real Estate
At Private SaleThe above entitled matter came on to be heard by the Court on the
November 30th, 1962, upon the petition of

Norbert J. Ethen

as representative in the above entitled matter,
praying for an order to sell certain real estate described in said petition; and the Court having heard the said petition and all
the evidence adduced in support thereof, and having duly considered the same and examined the files and records in said
matter, finds the following facts:

FIRST—That notice of said hearing has been given and served as required by law and the order of this Court for said
hearing.

SECOND—That the said representative appeared at said hearing in person and by attorney S.
Russell & Willenbring, and was duly examined relative to said matter by the Court and
that no one appeared in opposition to said petition.

THIRD—That it would be for the best interest of said estate and the persons interested therein that the property here-
inafter described, be sold.

It is Therefore Ordered, FIRST—That the said representative of said estate be, and hereby is, authorized and
directed to sell at private sale the real estate hereinafter described, situate and being in the County of
Stearns, State of Minnesota, to-wit:

HOMESTEAD OF DECEDENT:

Lot Three (3) Muggli's Subdivision of Block Fourteen (14) of the Village
of Cold Spring, according to the plat and survey thereof on file and of
record in the Office of the Register of Deeds in and for said County.

SECOND—That the general bond of said representative is not sufficient and that before making sale of said real estate, or any part thereof, the said representative execute and file in this court a bond, with sufficient sureties, to the Judge of this Court, and his successors in office, in the penal sum of Six Thousand and no/100 - - - Dollars, - - - - - (\$6,000.00) - - - - - conditioned as required by law in such cases, and cause the said real estate to be re-appraised by F. E. Stein and W. F. Honer competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisement upon their qualifying according to law. (1)

THIRD—That the said representative shall not sell said real estate, or any part thereof, for less than its full appraised value as fixed and determined by the appraisers herein appointed to appraise the same; and shall not, directly or indirectly, purchase or be interested in the purchase of any part of the said real estate so to be sold; and that upon the sale of said real estate, or any part thereof, the said representative shall make report of all the proceedings therein to this court.

Dated at St. Cloud, Minnesota, this 30th day of November, 1962.

Probate Court
Seal

John Long
Probate Judge.

State of Minnesota.

ss.

PROBATE COURT

County of

I,

of the Probate Court, within

and for said County, and Custodian of the Seal and Records of said Court do hereby certify that I have compared the foregoing copy of Order for Sale of Real Estate at Private Sale with the original record thereof preserved in this office and have found the same to be a correct transcript of the whole thereof.



In Testimony Whereof, I have hereunto subscribed my name and affixed

the Seal of said Court, at

in said County, this

day of

, 19

of the Probate Court.

Note 1. Strike that part relating to bond if present bond is sufficient, (after "representative" to "cause.")

File No. 19,428

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen,
Decedent.

Order For Sale of Real Estate
at Private Sale

Office of Register of Deeds,

State of Minnesota,

County of

I hereby certify that the within Instru-

ment was filed in this office for record on

the

19, at

and was duly recorded in Book

of

Register of Deeds.

Deputy.

By

Filed this 30th day of November,

1962, and recorded in Book

of Orders, Page

Prothonotary
Probate Clerk.

No. 3875

00532782

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

Mary A. Ethen

Decedent—Ward's

REPORT OF SALE OF LAND AT PRIVATE
SALE UNDER ORDER FOR SALE.

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 30th day of November, 1962, to sell at private sale the lands of said Mary A. Ethen hereinafter described, as follows, to-wit:

First—That before making sale of the real estate hereinafter described under said order for sale, he executed and filed in this court his bond required by the said order for sale.

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by F. E. Stein and W. F. Honer the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court (1)

Third—That on the 26th day of April, 1963, he, pursuant to said order for sale, sold to Thomas Bell and Lois Bell, his wife, as joint tenants, of St. Cloud, Minnesota the tract or parcel of land described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

Lot Three (3), Muggli's Subdivision of Block Fourteen (14) of the Village of Cold Spring, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said county.

for the sum of Seven Thousand Five Hundred and no/100-----Dollars,

00532763

to be paid as follows, to-wit: cash upon delivery of deed and abstract showing marketable title in seller.

Fourth—That your petitioner was in no way, directly or indirectly, interested in the purchase of said real estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum for which the same was sold is not disproportionate to the value thereof, and is not less than the value thereof as re-appraised by said appraisers appointed for that purpose in said order of sale.

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate hereinbefore described be confirmed by this court; and that your petitioner be authorized and empowered to execute and deliver to the said purchaser thereof a good and sufficient Deed of conveyance thereof to said purchaser upon a compliance by them of the terms of said sale.

Dated April 26, 1963

Norbert J. Ethen
Representative and Petitioner.

State of Minnesota.

County of Stearns

ss.

Norbert Ethen, also known as
Norbert J. Ethen

being duly sworn, on oath says; that he is the person who made and signed the foregoing report and petition; that he has read the said report and petition and knows the contents thereof; that the said report and petition is true of his own knowledge, except as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

Subscribed and sworn to before me this

26th day of April, 1963

Julia Stein

Notary Public.

Stearns County, Minn.

My commission expires October 29, 1964

NOTE (1) If further notice of sale is required, here insert compliance therewith.

State of Minnesota,

County of Stearns.

PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen

Decedent—Ward.

Report of Sale of Land at Private
Sale Under Order for Sale

Filed this 1st day of May, A. D. 1963

Joseph L. Johnson
Probate Judge—Clerk.

No. 3541*

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 19,428

In the Matter of the Estate of
Mary A. Ethen,

Decedent.

Order Confirming Private Sale
of Real Estate

The above entitled matter came on to be heard on the 1st day of
May, 1963, upon the report of Norbert J. Ethen

as representative in the above entitled matter of the sale of
certain real estate pursuant to the order of this court for sale thereof granted therefor, and on petition for the confirmation of
said sale; and the court having considered the said report, and having been advised relative to the same, and having examined
the files and records in said matter, finds herein the following facts, to-wit:

FIRST—That pursuant to a petition duly made and filed in this court, and the order of this court duly issued for hear-
ing on said petition, and notice of said hearing duly given as provided by law, and a hearing duly had by this court on said
petition, an order for sale in said above entitled matter was duly made and filed in this court whereby the said representative
of said estate was authorized and directed to sell at private sale the real estate hereinafter described.

SECOND—That pursuant to said order for sale, the said representative before making the sale of real estate specified
in said report and hereinafter referred to, complied with all the conditions and provisions in said order contained.

THIRD—That the said representative, before making said sale, did cause the real estate hereinafter and in said order
for sale described to be re-appraised by the persons appointed for that purpose in said order for sale, and their re-appraisal
thereof to be filed in this court

FOURTH—That on the 26th day of April, 1963, the
said representative, pursuant to said order for sale, did sell, at private sale, to Thomas Bell and Lois Bell,
his wife, as joint tenants, of St. Cloud, Minnesota
for the sum of Seven Thousand Five Hundred and no/100 - - - - - DOLLARS,
the tract of land, described in said order for sale, lying and being in the County of Stearns
State of Minnesota, described as follows, to-wit:

Lot Three (3), Muggli's Subdivision of Block Fourteen (14) of the Village
of Cold Spring, according to the plat and survey thereof on file and of
record in the office of the Register of Deeds in and for said County.

To be paid for in cash upon delivery of deed and abstract showing
marketable title in seller.

FIFTH—That the sum _____ for which said land _____ was so sold is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and said sale was honestly and fairly made, and that said representative of said estate was not a purchaser at said sale, and was not interested, directly or indirectly, in the purchase of said real estate at said sale thereof.

It is Therefore Ordered, That said sale _____ be, and the same hereby is in all things confirmed; and that the said representative of said estate be, and _____ he _____ hereby is, authorized and directed to execute and deliver to said purchaser good and sufficient deed _____ of conveyance, upon compliance by _____ them _____ with the terms of said sale.

Dated at St. Cloud, Minnesota, this _____ 1st _____ day of May, 19 _____ 63

Probate Court Seal

John Long
Probate Judge.

State of Minnesota,

PROBATE COURT

County of _____

I, _____ of the Probate Court, within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have compared the foregoing copy of Order Confirming Private Sale of Real Estate with the original record thereof preserved in this office and have found the same to be a correct transcript of the whole thereof.

In Testimony Whereof, I have hereunto subscribed my name and affixed the Seal of said Court, at _____ in said County, this _____ day of _____, 19 _____

_____ of the Probate Court.



File No. 19,428

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary A. Ethen, Decedent.

Order Confirming Private Sale
of Real Estate

Office of Register of Deeds,

State of Minnesota,

County of _____
I hereby certify that the within Instrument was filed in this office for record on the _____ day of _____, 19 _____, at _____ o'clock _____ M., and was duly recorded in Book _____ of _____, page _____

Register of Deeds.

By _____ Deputy.

Filed this _____ day of May, 19 _____, and recorded in Book _____ 105 of Orders, Page _____ 526

Joseph L. Hulse
Probate Judge/Clerk.

No. 3876

0053-2766

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX DIVISION
St. Paul 1, Minnesota

INHERITANCE TAX RETURN

State of Minnesota,
County of Stearns

Decedent Mary A. Ethen
Date of Death September 24, 1962

GENERAL INFORMATION

- (1) Decedent's residence at date of death..... Cold Spring, Minnesota
Street City State
Rockville Township,
(2) Place of death..... St. Cloud, Minn. Birthdate 6/6/1882 Place of birth Stearns County, Minn.
(3) Business or occupation..... Housewife
(4) Married, single, separated, widowed or divorced at date of death..... Widowed
(5) The name, relationship to decedent and birthplace of spouse, children, or issue of deceased children of decedent, is as follows: (Do not answer if information appears on petition for probate.)

NAME _____

RELATIONSHIP

DATE OF BIRTH

- (6) Did decedent have access to a safe deposit box or other place of safekeeping at the time of his death?..... No
- A. Name and address of bank or other depository.....
- (7) Did the undersigned person or persons filing return make diligent and careful search for property of every kind left by decedent and for information as to any transfer of a material portion of decedent's property during his lifetime without an adequate and full consideration in money or money's worth?..... Yes
- (8) Will there be Minnesota probate proceedings?..... Yes
- (9) Do any of the surviving joint tenants in Schedule I claim that they furnished adequate and full consideration or any portion thereof in money or money's worth toward purchase or acquisition of the joint property?..... No
- Was any of the property held by decedent and others as joint tenants acquired by them by gift or inheritance from a third person?..... No
- Give details of such claims in Schedule I or by separate affidavits.

INSTRUCTIONS

1. **STATUTES:** The inheritance tax law appears in M. S. A., Chapter 391. Taxable transfers are defined in M. S. A. 291.01. Filing an inheritance tax return is required by M. S. A. 291.12. Amendments were adopted by Laws of Minnesota 1943, Chapter 504; Section 6, Sub. 2.
 2. **USE AND PROCEDURE:** This return will be used in all estates to report all transfers from deceased persons to heirs or beneficiaries which are not included in the inventory in a Minnesota probate proceeding.
 - A. If there is a Minnesota probate proceeding (general administration, special administration, summary distribution, or petition for decree of descent), the return will be filed with probate court. If a tax may be due, or if a waiver of inheritance tax lien from the commissioner is needed, prepare the return in duplicate.
 - B. If there is no Minnesota probate proceeding, the return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, 221 State Office Building, St. Paul 1, Minn.
 - C. If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence (Form D, of T. EG 1019) must be filed with this return. In such case, this return will disclose the detail of transfers of property having situs in Minnesota, and the total value of transfers in each class of property having situs elsewhere.
 3. **DETERMINATION OF TAX:** The court will determine the tax upon property included in the probate proceeding. The department will determine the tax upon the transfers disclosed in the return.
 4. The representative of the estate or other person executing the return is obliged to report all transfers which may be subject to tax. Each schedule of the return is to be construed as a question which must be answered by describing the transfers or by stating that there were none of this class, if such is the case.
 5. Satisfaction or waiver of inheritance tax lien upon the transfer of joint tenancy property can be obtained from the Department of Taxation by use of the Affidavit of Survivorship, Joint Tenancy or Remainderman, D. of T. EG 1018, which may be purchased from a legal stationer.
 6. If space in any schedule is insufficient, additional schedules in like form may be attached.
 7. The value of all properties transferred and reported herein is the full and fair market value on date of death.

COMMISSIONER OF TAXATION
Director, Inheritance and Gift Tax Division

005382863

SCHEDULE I — PROPERTY HELD IN JOINT TENANCY

All property of whatever kind, whether real estate, personal property, bank accounts, U. S. Savings Bonds, etc., in which the decedent held an interest at the time of his death as a joint tenant or as co-owner with right of survivorship, must be disclosed in this schedule.

Claims of consideration furnished by the survivor, or claims of creation of the joint tenancy by gift or inheritance must be stated in an affidavit giving verifiable details showing the source, nature, amount and

proportion of the survivors contribution. Exhibits submitted to prove claim will be returned upon request. The homestead of decedent, if included in any of the schedules, must be identified before the exemption in favor of spouse or minor or dependent children can be allowed. Excess homestead area, if any, must be separately described and valued.

Please group all properties transferred to each surviving joint tenant.

Date of Transfer to Joint Tenancy	Description of Property (Legal description of Land; Street Address of City Realty; Acreage of Rural Land; Specify Liens, if any)	Surviving Joint Tenant Give Name and Relationship to Decedent	Assessor's Full and True Value of Realty Or Unit Value of Securities On Date of Death	Gross Market Value of Whole Property
SAMPLE: 6-21-41	Lot 1, blk. 1, Lister's Add. to St. Paul, Ramsey Co., Minn., 6000 Montclair Rd. St. Paul, Homestead.	Mary Doe, wife	\$2,455.00	\$4,000.00
7-5-42	Mortgage, \$ 1,000.00 100 shares General Motors Co., common \$100 par Certificate No. 1392816	John Doe, son	N. Y. S. E. 75 1/2	\$7,550.00
1/26/57	First National Bank of Cold Spring, Certificate of Deposit No. 153, due 1 year from 1/26/61, 4% interest	Carl P. Ethen, son		\$2,300.00 Prin. 61.33 Int.
5/25/54	National Securities Series Certif. No. SP57673, 103 shares	Carl P. Ethen, son)		626.04
2/4/58	National Securities Series, Certif. No. D 89598, 85 shares	Carl P. Ethen, son)		
3/1/50	Axe-Houghton Fund B, Inc., Certif. No. B6262, 24 shares	Carl P. Ethen, son)		568.80
5/21/50	Axe-Houghton Fund B., Inc. Certif. No. B34183, 48 shares	Carl P. Ethen, son)		
Total (Col. 5.)				\$ 3,556.17
Less liens (Col. 2.)				
Net				

SCHEDULE II — INSURANCE

Report all life and accident insurance proceeds payable on the death of the decedent to named beneficiaries.

SCHEDULE III — ANNUITIES, DEPOSITS, ETC.

Report all other types of contracts with insurance companies, or others, transferred or payable on decedent's death, including the following: annuities, pensions and retirement funds; supplemental contracts or deposits (which may be proceeds of insurance policies or an-

nuities received from a prior decedent or matured endowment policies, etc.); and cash value of insurance policies on life of another which may have been assigned to this decedent. (None of these are subject to the life insurance exemption.)

Date of Contract	Description of Contract (Name of Company, No. and Type)	Amount Paid or Payable at Death or Value of Balance of Annuity	Beneficiary or Transferee Name, Address and Relationship to Decedent
	None		

SCHEDULE IV — TRANSFERS BY THE DECEDENT

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A, B or C.)

- A. Transfers in contemplation of death:
Report transfers or gifts by decedent before his death, which are in the nature of a final disposition in anticipation of death. It is presumed that a transfer of a material portion of decedent's property within two years prior to death is made in contemplation of death.
Report gifts made by decedent during his lifetime which total more than \$2,500 to one donee in any year.
- B. Transfers intended to take effect in possession or enjoyment at death:
Report transfers of property by deed, trust, or agreement in which the decedent had retained a life estate, or all or part of the income for life, or a power of revocation.
Report transfers in which the beneficiary's possession or enjoyment takes effect at or after decedent's death or in which the

deed or instrument of title is delivered or recorded at or after decedent's death.

NOTE: Under both A. and B. copies of trust instruments must be attached to the return as exhibits. If it is claimed that any transfer is non-taxable, detailed verified statements of the claim must be attached.

- C. Powers of Appointment:
Report the property in respect to which the decedent held a power of appointment at any time. Attach a copy of the instrument granting the power of appointment to the decedent and a schedule of the assets subject to the power at date of death.
Did the decedent exercise the power? _____
Attach a copy of the instrument exercising the power unless it is a will previously filed for probate. If the power had been relinquished by decedent, attach a copy of the instrument.

(LIST TRANSFERS ON NEXT PAGE)

SCHEDULE IV — TRANSFERS BY THE DECEDENT (Continued)

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A, B, or C.)

Date of Transfer	Description of Property Transferred (Legal Description of land; Street Address of City Realty; Acreage of Rural Land). Specify Liens, if any.	Transferee and Relationship to Decedent	Assessor's Full and True Value of Realty Or Unit Value of Securities on Date of Death	Gross Fair Market Value
	None			
Total (Col. 5.) - - - - -				
Less liens (Col. 2.) - - - - -				
Net - - - - -				

SCHEDULE V — MISCELLANEOUS

Report the transfer of any property belonging to the decedent which has not been included in a Minnesota probate proceeding and has not been otherwise reported in Schedules I to IV of this return. (In the event of

no probate, this schedule may include automobiles, household goods, personal effects, U. S. Postal Savings, U. S. Savings Bonds and other tangible or intangible personal property, if any.)

Description of Property (Specify Liens, if any)	Transferee, Heir or Beneficiary Relationship to Decedent	Full and Fair Market Value on Date of Death	Net Value After Liens
None			

I, Norbert J. Ethen,
the execut OR /administrat /transferee, custodian or trustee of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that to the best of my knowledge, informa-

tion and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown in the foregoing schedules are full and fair market values as of the date of the decedent's death.

Subscribed and sworn to before me this 31st
day of October, 19 62
F. W. Russell
Notary Public, County of Stearns
My commission expires April 19, 1967
F. W. Russell

(Signature) Norbert Ethen
(Address) Rt. #2
St. Joseph, Minn.

File No. 19,428

State of Minnesota,

County of Stearns

Re: Estate of

Mary A. Ethen

Decedent

INHERITANCE TAX RETURN
DEPARTMENT OF TAXATION

Filed December 4, 1962
Joseph H. Heston
Clerk of Probate Court

Attorneys Russell & Willenbring

Address Cold Spring, Minn.

State of Minnesota, } ss.
County of Stearns.

IN PROBATE COURT.

In the Matter of the Estate of

Mary A. Ethen,

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 16th day of August 1963, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by Attorneys, Russell & Willenbring, and no one appeared in opposition thereto.

The Court after due consideration of said petition, the evidence adduced in support thereof, and the files and records in said matter, finds the following facts:

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the 23rd day of July 1963, in the Cold Spring Record. Proof of publication of said notice of hearing and affidavit of service by mail having been filed in this Court.

Second—That the said final account set forth in said petition has been examined, adjusted and settled by the Court, and as so adjusted and settled, is hereby found to be correct; a summary statement of which account is as follows, to-wit:

RECEIPTS

Personal estate as described in the inventory -	\$ 1,025.43
Personal estate omitted from the inventory -	\$
Gain by sales above appraised value -	\$
Cash from sales of real estate -	\$ 7,500.00
Cash from rent of real estate -	\$
Cash from interest and profits -	\$
Cash from other sources. Insurance premium refund -	\$ 5.00
Prudential life Insurance - additional payment -	\$ 144.50
Joint bank account with Carl P. Ethen, turned over to estate -	\$ 2,392.00
Total receipts from all sources -	\$ 11,066.93

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse -	\$
Maintenance of family of decedent -	\$
Expenses of administration -	\$ 741.78
Expenses of last sickness -	\$ 356.35
Funeral expenses -	\$ 930.00
Taxes -	\$ 160.22
Claims of creditors of decedent -	\$
Legacies -	\$ 100.00
Residue on hand for distribution -	\$ 8,778.58
Total credits -	\$ 11,066.93

No. 12,428

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Mary A. Ethen,

Decedent

Order Allowing Final Account.

Filed this 16th day of
August, 1963, and
recorded in Book No. of Orders,
on Page

Clerk of Probate.

No. 8166

Third—That all taxes, including personal property taxes, assessed against said estate, have been paid so far as there were funds of said estate to pay the same.

Fourth—As a conclusion from the foregoing facts, IT IS HEREBY ORDERED, that said account, as adjusted by the court, be, and the same hereby is, settled and allowed as and for the final account of said representative of said estate.

Dated August 16th, 1963

By the Court,

John Long
Probate Judge.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

File No. 19,428

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 16th day of August, 1962, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled. The representative of said estate appeared in person and by attorney, S. Russell & Willenbring, and no one appeared in opposition thereto.

And the court having considered the evidence produced at said hearing, the arguments of counsel, and the files and records in said matter, finds the following facts:

FIRST—That notice of said hearing has been duly given and served as required by law and the order of this court for said hearing.

SECOND—That the said estate has been in all respects fully administered, and the expenses of the administration thereof and of the last sickness and burial of said decedent, and all claims allowed against said estate have been fully paid,

and that said representative has filed his final account herein which has been settled and allowed by the Court. ~~That all debts of said estate have been paid and all claims allowed against said estate have been paid and the said estate is now ready for distribution.~~

THIRD—That said decedent died testate on the 24th day of September, 1962, and at the time of her death decedent was a resident of the County of Stearns and State of Minnesota.

FOURTH—That the residue of the estate of said decedent for distribution consists of the following property, to-wit:

(A) Personal property of the value of \$8,778.58 comprising of the following items:

Cash

(B) Real property described as follows: The homestead of decedent situate in the County of _____
_____, State of Minnesota, described as follows, to-wit:

None

(C) Other tract..... of land lying and being in the County of _____
State of Minnesota, described as follows, to-wit

None

FIFTH—That the following named persons are the sole legatees

of said decedent, and are all
of the persons entitled to the residue of said estate of said decedent, to-wit:

Norbert J. Ethen, Romuald H. Ethen, Alphonse N. Ethen, Mary Erlinda
Zumwalde, Marcus J. Ethen, Alice M. Ethen (Sister Mary Ronald, O.S.B.)
and Carl P. Ethen, children of decedent.

NOW, THEREFORE, On motion of Russell & Willenbring, Attorneys for the

representative of said estate, and by virtue of the power and authority vested in this court by law, IT IS HEREBY
ORDERED, ADJUDGED AND DECREED, and the said court does hereby ORDER, ADJUDGE AND
DECREE, that all and singular the above described PERSONAL PROPERTY be, and the same hereby is, assigned to
and vested in the above named persons, in the following proportions and estates, to-wit:

To the said Norbert J. Ethen, cash in the amount of \$1,254.10, and
To each of the said Romuald H. Ethen, Alphonse N. Ethen, Mary Erlinda
Zumwalde, Marcus J. Ethen, Alice M. Ethen (Sister Mary Ronald, O.S.B.)
and Carl P. Ethen, cash in the amount of \$1,254.08, absolutely.

And that the title to the above described real estate
has passed to and is hereby assigned to and vested in the
above named persons in the following proportions and estates, to-wit:

None for assignment.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances there-
unto belonging or in anywise appertaining, to the said above named person s their heirs and assigns; with-
out prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them,
heretofore made.

Dated at St. Cloud, Minnesota, this 16th day of August, 1963



[Signature]
Probate Judge.

State of Minnesota,

ss.

PROBATE COURT

County of _____

I, _____ of the Probate Court,
within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have com-
pared the foregoing copy of Final Decree of Distribution with the original record thereof preserved in this office and
have found the same to be a correct transcript of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto sub-
scribed my name and affixed the Seal of said Court, at _____

in said County, this _____ day of _____, 19____

_____ of the Probate Court.

File No. 19,428

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen,

Decedent.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of _____
I hereby certify that the within Instru-
ment was filed in this office for record on
the _____ day of _____, 19____, at _____ o'clock _____ M.
and was duly recorded in Book _____
of _____, page _____.

By _____
Register of Deeds.
Deputy.

Transfer entered this _____
day of _____, 19____.

By _____
County Auditor.
Deputy.

Filed this 16th day of August,
1963, and recorded in Book 123
of Decrees, page 300.

[Signature]
Clerk of Probate Court.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Mary A. Ethen Deceased.

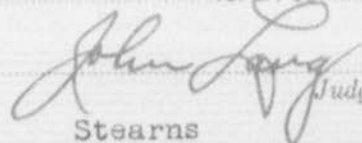
Whereas, It has been made to appear to the satisfaction of this Court that

Norbert J. Ethen

as representative of the above named estate has fully complied with all the terms and conditions of the final decree of distribution of said estate duly made and filed in this Court, and has paid over to the distributees named in said final decree all moneys, funds and property to them awarded by said final decree and has fully complied with all other orders and decrees of this Court relating to said estate, and has in all things well, faithfully and fully administered said estate as such representative.

It is Therefore Ordered and Decreed, That said representative of said estate and the sureties on his bond, be, and they hereby are, forever discharged and released from all further duties and liabilities in the matter of said estate and of said trust.

Dated this 12th day of September A. D. 1963


Stearns

Judge of Probate.

County Minn.

005382777

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Mary A. Ethen,

Deceased.

Order Discharging Executor
or Administrator and
SuretiesFiled this 12th day of
September 19 63

Recorded in Book of Orders

Page

Rosalyn L. Burhouse
Clerk of Probate.

No. 3550*

State of Minnesota.

County of

ss.

IN PROBATE COURT

I, _____ of the Probate Court within and for said
County of _____ do hereby certify that I have compared the foregoing copy of
the record of order discharging _____ with the original records
thereof now remaining in this office and have found the same to be correct transcripts therefrom and of the whole of such
original records.

In Testimony Whereof, I have hereunto set my hand and affixed the seal
of said Court, at _____ this _____
day of _____ A. D. 19 _____

of Probate Court.

00532778

STATE OF MINNESOTA,
COUNTY OF STEARNS
RE ESTATE OF
Mary A. Ethen,

PROBATE COURT
FILE NO. 19,428

Decedent.
IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on
October 26th, 1962, at 9 o'clock A. M. by this court in the Court House
Friday, in St. Cloud, Minn.
IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date
hereof and that said claims be heard on Friday, February 1st, 1963, at 9 o'clock
A. M. by this court in the Court House in St. Cloud, Minn.

(SEAL)

Dated this 1st day of October, 1962
Russell & Willenbring,

Attorney. S

John Long
Probate Judge

NOTE: Make this order in duplicate.

FILE No. 19,428

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

MARY A. ECHAN,

Decedent.

ORDER FOR HEARING PETITION
TO ADMIT WILL AND NOTICE
TO CREDITORS

Publish in Gold Spring Record
Oct. 26th, 19 62

Hearing Will Feb. 1st, 19 63

Hearing Claims Feb. 1st, 19 63

FILED THIS 26th DAY
OF October, 1962
Charles D. Hoffman
Clerk of Court

STATE OF MINNESOTA
COUNTY OF STEARNS

PROBATE COURT

File No. 19,428

Re Estate of

Mary A. Ethen,

Decedent.

IT IS ORDERED that the petition filed herein to sell ~~the~~ ~~realty~~ be heard on Friday
November 30th, 1962, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Russell & Willenbring,

Dated this
Attorneys.

2nd

day of

November

1962


Probate Judge.

NOTE: Make this order in duplicate.

File No. 19,428

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

Re Estate of

Mary A. Ethen,

Decedent.

Order for Hearing Petition To

Sell—~~XXXXXX/XXXX~~

Realty

Publish in Cold Spring Record

Hearing November 30th, 1962

FILED THIS 2nd DAY

OF 1962.

Charles H. Hildebrand
CLERK OF PROBATE

STATE OF MINNESOTA
COUNTY OF STEARNS

Re Estate of

Mary E. Ethen,

Decedent.

PROBATE COURT

File No. 19,428

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be heard on Friday, August 16th, 1963, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

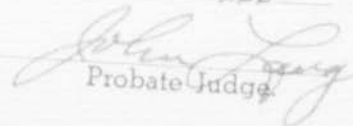
(Seal)

Dated this 23rd day of July, 1963

196

Russell & Willenbring,

Attorney.S.


Probate Judge

NOTE: Make this order in duplicate.

File No. 19,428

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

Re Estate of

Mary E. Ethem,
Decedent.

Order for Examination of
Final Account

Publish in Cold Spring Record
Hearing Aug. 16th, 1963

FILED THIS 23rd DAY
OF August A.D. 1963
Charles J. Hennrich
CLERK OF PROBATE

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of
Mary A. Ethen,
Decedent }

ORDER LIMITING TIME

Letters Testamentary of said estate

this day having been granted unto Norbert J. Ethen

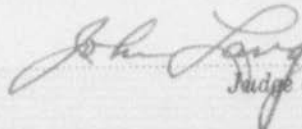
of said County, it is ordered that the said Norbert J. Ethen

be, and he is hereby allowed twelve months from and after the date hereof, for the settlement of said estate.

By the Court,

Dated November 2nd, 1962

(Court Seal)


Judge of Probate

State of Minnesota,County of Stearns**PROBATE COURT**

In the Matter of the Estate of

Mary A. Ethen,Decedent.**Order Limiting Time to
Settle Estate**Filed this 2nd day ofNovember, 19 62, and

recorded in book

of Orders at Page

Lorelyn Kuehn
Clerk / ~~Judge~~ of Probate

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent.

State of Minnesota,

County of Stearns

} ss.

Doris Theisen

Secretary of the executor

STATE OF MINNESOTA

being duly sworn, on oath says; that he is the attorney for the
in the matter above entitled and has full knowledge of the facts herein set forth; that
on the 12th day of October 19 62, he mailed a true

copy of the printed Notice hereto attached and made a part hereof by enclosing it in a sealed envelope and
depositing the same in the Post Office at the Village of Cold Spring,
County and State aforesaid, postage prepaid, addressed to each of the following named persons at their respective addresses
stated below; and that they are all of the heirs at law of the above named decedent all of the legatees and devisees
named in the will of said decedent whose names and addresses he has been able to ascertain after due diligence, to-wit:

Names

Addresses

Names

Addresses

Norbert J. Ethen	Rt. #2 St. Joseph, Minnesota		
Ronald H. Ethen	1465 Spencer Avenue Omaha, Nebraska		
Alphonse N. Ethen	Cold Spring, Minnesota Box 14		
Mary Erlinda Zammalde	Richmond, Minnesota Edwards Hotel		
Marcus J. Ethen	Omaha, Nebraska Rt. 3, Box 41		
Sister Mary Ronald, O.S.B.	St. Cloud, Minn. 619 Ninth Avenue, South		
Carl P. Ethen	St. Cloud, Minnesota		

Subscribed and sworn to before me this 12th
day of October, 19 62,

Julia Stein Notary Public, Stearns County, Minn.

My commission expires October 29 19 64

Doris Theisen

005382787

File No. 19,428

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE STATE OF

Mary A. Ethen

Decedent.

**AFFIDAVIT OF SERVICE
BY MAIL**

Filed this 15th day of
October, 1962

Russell K. Kuphouse
Clerk—Judge of Probate.

FILE OF
COUNTY OF STEARNS
PROBATE COURT
File No. 19,428

Re Estate of
Mary A. Ethen, Decedent.

IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on Friday, October 26th, 1962, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date hereof and that said claims be heard on Friday, February 1st, 1963, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this 1st day of October, 1962.

JOHN LANG,
Probate Judge.
RUSSELL & WILLENBRING,
Attorneys.

005382788

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent.

State of Minnesota,

County of Stearns

} ss.

Julia Stein

secretary of the executor

being duly sworn, on oath says; that he is the attorney for the executor in the matter above entitled and has full knowledge of the facts herein set forth; that on the 20th day of November 1962, she mailed a true

copy of the printed Notice hereto attached and made a part hereof by enclosing it in a sealed envelope and depositing the same in the Post Office at the Village of Cold Spring, County and State aforesaid, postage prepaid, addressed to each of the following named persons at their respective addresses stated below; and that they are all of the heirs at law of the above named decedent all of the legatees and devisees named in the will of said decedent whose names and addresses he has been able to ascertain after due diligence, to-wit:

Names

Addresses

Names

Addresses

Norbert J. Ethen

Rt. #2

St. Joseph, Minnesota

1465 Spencer Avenue

Romuald H. Ethen

Omaha, Nebraska

Alphonse M. Ethen

Cold Spring, Minnesota

Box 14

Mary Erlinda Zumwalde

Richmond, Minnesota

Edwards Hotel

Marcus J. Ethen

Omaha, Nebraska

Rt. 3, Box 41

Sister Mary Donald, O.S.B.

St. Cloud, Minn.

619 Ninth Avenue, South

Carl P. Ethen

St. Cloud, Minnesota

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

File No. 19,428

Re Estate of Mary A. Ethen,

Decedent.

IT IS ORDERED that the petition filed herein to sell realty be heard on Friday November 30th, 1962, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 2nd day of November 1962

JOHN LANG

Probate Judge

RUSSELL & WILLENBRING,

Attorneys

Nov. 8, 15, 22.

Subscribed and sworn to before me this 21st

day of November, 1962.

J. J. WILLENBRING, Notary Public, Stearns County, Minn.

My commission expires September 29, 1964.

005382789

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent.

**AFFIDAVIT OF SERVICE
BY MAIL**

Filed this 23rd day of

November, 19 62

Rudolph Kephau

Clerk—Judge of Probate.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent.

State of Minnesota,

County of Stearns

ss.

Julia Stein

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

copy of the printed notice

being duly sworn, on oath says; that ~~he is the attorney for the~~ ^{secretary of} representative in the matter above entitled and has full knowledge of the facts herein set forth; that on the 26th day of July 19 63, she mailed a true

hereto attached and made a part hereof by enclosing it in a sealed envelope and depositing the same in the Post Office at the village of Cold Spring, County and State aforesaid, postage prepaid, addressed to each of the following named persons at their respective addresses stated below; and that they are all of the heirs at law of the above named decedent all of the legatees and devisees named in the will of said decedent whose names and addresses he has been able to ascertain after due diligence, to-wit:

Names

Addresses

Names

Addresses

Norbert J. Ethen, Rt. #2, St. Joseph, Minn.

Romuald H. Ethen, 1465 Spencer Ave., Omaha, Nebr.

Alphonse N. Ethen, Cold Spring, Minn.

Mary Erlinda Zumwalde, Richmond, Minn., Box 14

Marcus J. Ethen, Edwards Hotel, Omaha, Nebr.

Sister Mary Ronald, O.S.B., Rt. #3, Box 41, St. Cloud, Minn.

Carl P. Ethen, 619 9th Avenue South, St. Cloud, Minnesota

Re Estate of Mary E. Ethen,

Decedent.

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be heard on Friday, August 16th, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

Dated this 23rd day of July, 1963.
Russell and Willenbring,
Attorneys.

John Lang

Probate Judge.

Publish July 25, Aug. 1, 8

Subscribed and sworn to before me this 26th

day of July, 19 63.

F. W. Russell Notary Public, Stearns County, Minn.

My commission expires April 19, 19 67

00532791

File No. 19,428

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent.

**AFFIDAVIT OF SERVICE
BY MAIL**

Filed this 29th day of

July, 1963

Roselyn Heyhouse
Clerk—Judge of Probate.

005382792

PRINTER'S AFFIDAVIT OF PUBLICATION

Printer's Affidavit of Publication. (Mason's Minn. Statutes, 1927, Chap. 10935, 10936, as amended by Chap. 372, U. S. L. 1933, as amended by L. 1935, C. 166.)

STATE OF MINNESOTA,
County of Stearns.

I, Paul A. Honer

, being duly sworn, on oath says; that he is, and during all the times herein stated has been the publisher of the newspaper known as COLD SPRING RECORD, and has full knowledge of the facts hereinafter stated; that for more than one year

prior to the publication therein of the

Probate Notice

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT
File No. 19,428

Re Estate of Mary E. Ethen,

Decedent.
IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be heard on Friday, August 16th, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

Dated this 23rd day of July, 1963.
Russell and Willenbring,

Attorneys.

John Lang

Probate Judge.

Publish July 25, Aug. 1, 8

That the Order for Examination of Final Account

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, one each week

for three (3) successive weeks; that it was first so published

on Thursday, the 25th day of July, 19 63, and thereafter on Thursday of each week to and including the

8th day of August, 19 63; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 14th day of

August, 19 63.

Notary Public, Stearns County, Minn.

My Commission expires 19

P. E. JEN

Notary Public - Stearns Co., Minn.
My Commission Expires June 1st, 1964

00532793

19,428

FILED THIS _____ DAY
OF _____ A.D. 19____

CLERK OF PROBATE

STATE OF MINNESOTA

County of _____

IN the presence of _____

MARY A. Ethen

Notary Public

AFFIDAVIT OF PUBLICATION

FILED THIS _____ DAY
AUGUST _____ A.D. 1963

Frederic K. Kyrle

FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary A. Ethen

Decedent

Final Account and Petition
for Settlement

Date of death, September 24, 1962

Your petitioner respectfully represents and shows to the court:

FIRST—That he is the representative of the estate of the above named decedent.

SECOND—That as such representative he has fully administered the said estate, has paid and satisfied all claims against said estate allowed by the court, and has in all things complied with the orders of this court in said matter and with the law relating thereto.

THIRD—That he herewith renders his final account of his said administration, which is as follows, to-wit:

RECEIPTS	To be Filled in by the Representative	Not to be Filled in by the Representative
Personal property described in the inventory	\$ 1,025.43	\$
Personal estate omitted from the inventory	\$	\$
Gain by sales above appraised value	\$	\$
Cash from sales of real estate	\$ 7,500.00	\$
Cash from rent of real estate	\$	\$
Cash from interest and profits	\$	\$
Cash from other sources	\$	\$
Refund of insurance premium	\$ 5.00	\$
Prudential Life Insurance Company of America - additional payment	\$ 144.50	\$
Joint bank account of funds belonging to decedent, turned over to executor by Carl P. Ethen, joint tenant, who makes no claim to said funds	\$ 2,392.00	\$
Total receipts from all sources	\$11,066.93	\$

I. FAMILY

DISBURSEMENTS

	Voucher Number		
Personal property selected by and turned over to surviving spouse		\$	\$
Maintenance of family of decedent		\$	\$
Total		\$ None	\$

II. EXPENSES OF ADMINISTRATION

Loss from sales of personal property at less than appraised valuation		\$ 117.50	\$
Cash paid to appraisers for services	1	\$ 25.00 R	\$
Cash paid for publication of orders	2	\$ 27.00 R	\$
Repairs to real estate and fuel oil	3-4	\$ 106.53 R	\$
Cash paid for insurance		\$	\$
Expenses of representative	5	\$ 50.00 R	\$
Compensation of representative		\$	\$
Fees of Attorney	6	\$ 350.00 R	\$
Bond of Representative	7	\$ 10.00 R	\$
Certified copies (Probate Court)	8	\$ 6.50 R	\$
Register of Deeds, recording	9	\$ 4.75 R	\$
Filing fee	10	\$ 1.00 R	\$
Transfer Taxes	11	\$ 16.50 R	\$
Preparation of abstract of title and certificates	12	\$ 27.00 R	\$
		\$	\$
		\$	\$
		\$	\$
Total expense of administration		\$ 741.78	\$

III. EXPENSES OF LAST SICKNESS

	VOUCHER NO.	AMOUNT
Cash paid for medical attendance	13	\$ 50.00 <i>IK</i>
Cash paid for medicines		\$
Cash paid for nursing		\$
Cash paid for hospital	14	\$ 271.35 <i>II</i>
Cash paid for ambulance service	15	35.00 <i>K</i>
Total expenses of last sickness		\$ 356.35

IV. FUNERAL EXPENSES

Cash paid for undertaker	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	16	\$ 900.00	15
Cash paid sexton	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		\$	
Cash paid for other necessary services	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	17	\$ 30.00	25
Cash paid for burial service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		\$	
Cash paid for monument	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		\$	
Cash paid to cemetery	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		\$	
Total funeral expenses	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		\$ 950.00	

V. TAXES

[illegible]

VI. CLAIMS OF CREDITORS

CASH PAID IN SETTLEMENT OF CLAIMS OF CREDITORS AS ALLOWED BY THE COURT AS FOLLOWS:

[illegible]

VII. LEGACIES AND BEQUESTS

[illegible]

FIFTH—That said decedent died on the 24th day of September, 1962,

testate, and left her surviving children, as follows:

Norbert J. Ethen
Romuald H. Ethen
Alphonse N. Ethen
Mary Erlinda Zumwalde
Marcus J. Ethen
Alice M. Ethen (Sister Mary Ronald, O.S.B.)
Carl P. Ethen

who are sole legatees
of said decedent, and the persons entitled to the residue of said estate.

WHEREFORE, your petitioner prays the order of this court fixing a time and place for the hearing of this petition and an examination of his final account, and the settlement and allowance of the same; and that upon said hearing the court issue its final decree assigning the residue of said estate to the persons thereunto entitled.

Dated July 22, 1963.

Norbert Ethen

Petitioner

State of Minnesota,

County of Stearns

ss.

Norbert Ethen

being duly sworn on oath says that he is the person who made the foregoing petition; that he knows the contents thereof, and that the same is true of his own knowledge except as to those matters therein stated on his information and belief, and as to those matters he believes it to be true.

Subscribed and sworn to before me this

22nd day of July, 1963.

Norbert Ethen

Representative

Julia Stein
JULIA STEIN

Notary Public

Stearns County, Minn.

My commission expires October 29, 1964.

NOTE (1) Insert "Sole devisees" or "All the heirs at law" as the case may be.
NOTE (2) Number your receipts and enter them in your (voucher No.) column.

19,428
State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary E. Ethen
Decedent

Final Account and Petition for
Hearing and Allowance
Thereof

Attorney for Petitioner

Filed this 23rd day of

July, 1963

Carolyn Blumhans
Clerk Judge of Probate

Nb. 3140*