



[Stearns County \(Minn.\)](#)  
[Probate Court: Probate case](#)  
[files and index.](#)

## **Copyright Notice:**

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit [www.mnhs.org/copyright](http://www.mnhs.org/copyright).

State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of  
JULIUS A. LANGNER, JR.

Decedent.

19,475  
Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Loretta M. Langner, Jr.

respectfully represents and states to the Court:

First—That your Petitioner is a resident of R.R. 1, Avon  
in the County of Stearns State of Minnesota, and is an adult who has an  
interest in whatever estate the decedent above named may have left at the time of h is death, to-wit:  
surviving wife of decedent

Second—That said decedent was born in the Country of U.S.  
and died at Holding township, State of Minnesota on the  
8 day of November, 19 62, aged 42 years and was  
at the time of h is death a native of U.S., and  
a citizen of the Country of U.S. and a  
resident of Rural Route 1 County of Stearns, State of  
Minnesota, and was the owner of estate in the County of  
State of Minnesota, at the time of h death.

Third—That said decedent died without leaving a last will and testament.

Fourth—That said estate of decedent at the time of h is death, included personal property of the probable value of  
\$, divided as follows:

- |                     |           |                        |             |
|---------------------|-----------|------------------------|-------------|
| 1. Household Goods, | \$ 200.00 | 2. Wearing Apparel,    | \$          |
| 3. Stock,           | \$ none   | 4. Notes, Bonds, etc., | \$          |
| 5. Miscellaneous,   | \$        | 6. farm per'sl kprop.  | \$ 1,200.00 |

That said estate included real estate of the estimated and probable value of \$ joint tenancy consisting  
principally of lands in the County of Stearns, State of Minnesota, described as  
follows, to-wit:

1. Homestead in County, Minnesota, as follows:

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings \$

City Property

Lots with Buildings \$

B. Rural Property

Acres improved land \$

Rural Property

Acres unimproved land \$

Fifth—That the probable amount of the debts of decedent is \$1,100.00

*Sixth--That the names, ages, relationship, and addresses of the heirs at law of said decedent are as follows, to-wit:*

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Loretta M. Langner, Jr.	adult	wife	R. 1, Avon, Minnesota
Julius A. Langner	19	son	Regal, Minnesota
Geraldine M. Langner	18	daughter	c/o welfare office, St. Cloud, Minn.
Rosanne Langner	16	"	" "
William "	14	son	Regal, Minnesota
Thelma Langner	9	daughter	c/o welfare office, St. Cloud
Valeria Langner	7	"	" "
Jessie Langner	5	"	" "
Ladonna "	3	son	" "
Laura Langner	2	daughter	R. 1, Avon, Minn.

Seventh—That Loretta M. Langner, Jr., whose Post Office address is Rural Route # 1, Avon, Minnesota is a suitable and competent person to administer the said estate, and is lawfully entitled thereto.

Wherefore, Your Petitioner prays that administration of the estate of said decedent be granted by the Court, and that upon due qualification....., letters of administration be issued to the said.....  
Loretta M. Langner, Jr.

State of Minnesota, } ss. *x Loretta M. Langer*  
County of Stearns } Petitioner.

Loretta M. Langner, Jr.

being duly sworn, on oath, says, that Sh e is the person who makes the foregoing petition in the above entitled matter; that s h e has read said petition and knows the contents thereof, and that the same is true of h er own knowledge, except as to those matters therein stated on information and belief, and that as to those matters s h e believes it to be true.

Subscribed and sworn to before me, this 20 day of November, 1962. *X Douglas M. Tanguir* Petitioner.

*M.A. Klasen* M.A. Klasen  
Stearns Notary Public.  
County, Minn.  
My Commission expires 2-26-68, 19

State of Minnesota,

County of ..... Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.  
*Decedent.*

## Petition for Administration

## Selection of Newspaper

To the Judge of said Court:

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

HOLDINGFORD HERALD  
(Here insert name of newspaper)

Maurice A. Klasen  
(Sign your name here)

Filed this 21st day of  
November 1962

Joseph Garbous  
Probate Agent—Clark.

No. 38790

LEGAL PUBLICATION

STATE OF MINNESOTA  
COUNTY OF STEARNS—ss  
PROBATE COURT  
File No. 19,475

Re Estate of  
Julius A. Languer, Jr.,  
Decedent.

IT IS ORDERED that the petition for general administration filed herein be heard on Friday, December 21st, 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, March 22nd, 1963, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 21st day of November, 1962.

(SEAL) JOHN LANG,  
Probate Judge.

Maurice A. Klasen,  
Attorney.  
(Publ. Nov. 29, Dec. 6, 13, 1962.)

State of Minnesota

County of Stearns

Mrs. Paul E. Shields

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 The Holdingford Herald and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the Petition

hereinafter described, said newspaper was printed and published in the Village of Holdingford, 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 and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single

column, two inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and equipped with the necessary material for preparing and printing the same, and the presswork on that part of the newspaper devoted to local news of interest to the community which it purports to serve has been done in its known office of publication; 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 Petition hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for three successive weeks; that it was first so published on Thursday the 29th day of November 1962; and thereafter on Thursday

of each week to and including the 13th day of December 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:

(Paste Here Proof of Complete Lower Case Alphabet a-z Without Spacing)

Mrs. Paul E. Shields

Subscribed and sworn to before me this 13th day of December 1962

Leo Klasen

Notary Public, LEO KLASSEN County, Minn.

My commission expires March 17, 1969

0040 2329



STATE OF MICHIGAN }  
County of St. Clair }

IN SENATE  
in the Court of the State of  
Julius A. Langner, Jr.  
Defendant. 7/11

AFFIDAVIT OF PUBLICATION

FILED THIS 14th DAY  
OF December 19 62

*Roselyn Kiedhauser*

004002330

State of Minnesota,  
County of Stearns

## IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF  
Julius A. Langner, Jr.,  
Decedent.

## Order Granting Administration

The petition of Loretta M. Langner praying that letters of  
administration upon said estate be granted to Loretta M. Langner  
came duly on for hearing at a Special Term of this Court, held on the  
21st day of December 1962. Said petitioner appeared  
in person and by Attorney Maurice A. Klasen  
and no one appeared in opposition.

The Court having duly considered said petition and the evidence adduced in support thereof, finds as follows:

First: That notice of said hearing has been given and served by the publication of the order for said hearing issued  
herein in the Holdingford Herald  
as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 8th day of November 1962

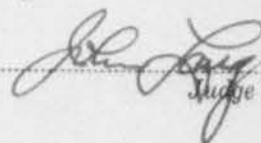
Third: That said decedent was a resident of Avon  
at the time of her death and left estate within the County of Stearns  
and State of Minnesota, to be administered upon.

Fourth: That Loretta M. Langner is by law entitled, a suitable and  
competent person, to administer upon said estate.

Therefore, It is ordered that said petition be granted and Loretta M. Langner  
be and hereby is appointed Administratrix of the estate of said decedent, and  
that letters of administration issue to her upon her filing the  
oath by law required and a bond in this Court in the penal sum of One Thousand and no/100 - - - -  
- - - - - (\$1,000.00) - - - - - Dollars, with sureties to be approved by the Judge of this  
Court conditioned according to law.

By the Court,

Dated December 21st, 1962  
(Court Seal)

  
Judge of Probate.

## State of Minnesota,

County of Stearns

## Probate Court,

In the Matter of the Estate of

Julius A. Langer, Jr.,  
Decedent.

## Order Granting Administration

Filed the 21st day of

December 1962

Recorded in Book of orders

page 1

Dorothy H. Langer  
Clerk of Probate

State of Minnesota,

County of Stearns

}

IN PROBATE COURT

In the Matter of the Estate of

Julius A. Langner, Jr.,

Decedent.

LETTERS OF ADMINISTRATION

Decedent died on November 8th, 1962

Loretta M. Langner

having filed in this Court his bond and oath to act as administrator of said estate, as by law provided;

Now therefore, the said Loretta M. Langner

is hereby appointed administrator of the estate of Julius A. Langner, Jr.,  
decedent, with full powers and duties as follows:

First. To take possession of all the real and personal estate of the decedent which shall not be set aside for the surviving spouse or children of decedent and to collect all debts and claims due to said decedent.

Second. To receive the rents and profits of the real estate until the estate is settled or until delivered over by an order of the Probate Court to the heirs or persons thereunto entitled.

Third. To keep in tenantable repair all houses, buildings and fixtures of said real estate which may be under his control, and to pay all taxes legally levied on said real estate.

Fourth. To maintain any necessary action for the possession of said real estate or quieting title to the same.

Fifth. Within one month hereafter to make and return a verified inventory and appraisal of all the real and personal estate of decedent which shall have come to his possession or knowledge.

Sixth. To pay the funeral expenses, and expenses of the last sickness and all just debts of said decedent that shall be proved and allowed herein, to settle and compound the same, and to make defense against any claims that are not just and proper to be allowed.

Seventh. To obey all orders of the Court herein and settle for and account for the property of the decedent within the time prescribed by the Court.

Dated December 21st, 1962 By the Court,



*John Langner*  
Judge of Probate.



IN PROBATE COURT

In the Matter of the Estate of

Julius A. Langner, Jr.,  
Decedent.

LETTERS OF ADMINISTRATION

Filed this 21st day of

December, 1962 and

recorded in Book 722 of Letters

on page 514

Deborah Huchness  
Clerk of Probate.

No. 8817\*

State of Minnesota.

County of

ss.

IN PROBATE COURT

I, Judge of the Probate Court, in and for said County, and State  
aforesaid, do hereby certify that I have compared the within and foregoing paper writing with the original Letters of Adminis-  
tration in the matter therein 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 the seal of said Court, at this

day of, A. D. 19

Judge of Probate.

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

SS

IN PROBATE COURT

In the Matter of the Estate of Julius A. Langner, Jr.

☐ Minor(s) ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 5042439

That we, Loretta Langner, 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

as Judge of Probate of the County of Stearns, Minnesota, in the sum of

One Thousand and no/100

(\$ 1,000.00 ) DOLLARS,

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 Julius A. Langner, Jr., 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 L. N. McKenzie, Vice President

and its corporate seal to be hereto attached by authority of its Board of Directors, this 12th day of December, 19 62.

Signed, Sealed and Delivered in Presence of  
Witness to Principal

Loretta M. Langner  
Principal

Marlene Dunick

Joe Klaseen

Witness to Surety

J. Peterson

D. Keller

WESTERN SURETY COMPANY

By L. N. McKenzie  
Countersigned L. N. McKenzie, Vice President

By Marlene M. Klaseen  
Minnesota Resident Agent

STATE OF MINNESOTA

### ACKNOWLEDGMENT OF PRINCIPAL

County of Stearns

SS

On this 31st day of December, 1962, before me personally appeared Loretta Langner, 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

, 19

M. M. Klaseen  
Notary Public,

County, Minnesota

STATE OF SOUTH DAKOTA

### ACKNOWLEDGMENT OF SURETY (Corporate Officer)

SS

County of Minnehaha

On this 12th day of December, 19 62, before me

appeared L. N. McKenzie, Vice President, 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

April 14, 1963, 19

J. Peterson  
Notary Public, Minnehaha County, South Dakota

# APPROVAL

I hereby approve the within Bond and the Surety thereon, this 21st day of December, 1962

John Long  
Probate Judge

## OATH OF REPRESENTATIVE

STATE OF MINNESOTA }  
County of Stearns } ss

I, Loretta M. Langner do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative of the estate of the above named Julius A. Langner, Jr. to the best of my ability and according to law, so help me God.

Loretta M. Langner

Subscribed and sworn to before me this 21st day of December, 19 62

My Commission Expires

Max Klason

2-26, 1968

Notary Public, Stearns County, Minnesota

WESTERN SURETY COMPANY  
One of America's Oldest Bonding Companies  
KANSAS CITY - CHICAGO - ST. LOUIS -  
ST. PAUL - MILWAUKEE - MINNEAPOLIS

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

JULIUS A. LANGNER, JR.

☐ Minor(s) ☐ Incompetent  
☒ Deceased

Filed the 21st day of  
December, 1962, and said  
bond recorded in Book \_\_\_\_\_ of

Bonds, page \_\_\_\_\_ of Probate  
Records.

Clerk

Josephine H. Hunsch  
☒ Clerk ☐ Judge of Probate

0040 2336

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.,  
Decedent.

## Order Appointing Appraisers

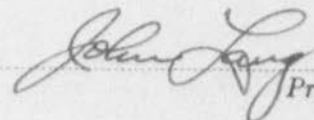
On all the files, records, and proceedings in said estate

It is ordered that Leo Klasen and  
Paul Shields

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

Dated this 21st day of December, 1962.

(PROBATE COURT SEAL)

  
Probate Judge.

004082337



No. 12,475

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.,  
Decedent.

Order Appointing Appraisers

Filed December 21st, 1962

*Roselyn Hufhouse*  
Probate Judge—Clerk.

No. 3579½\*

0040 2338

State of Minnesota,  
County of Stearns

## IN PROBATE COURT

File No. \_\_\_\_\_

IN THE MATTER OF THE ESTATE OF  
JULIUS A. LANGNER, JR.

Decedent

## INVENTORY AND APPRAISAL

Date of Death November 8, 1962

## OATH OF APPRAISERS

State of Minnesota,  
County of Stearns

ss.

I, Leo Klassen, and  
Paul E. Shields, 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  
decendent to the best of my ability, So Help Me God.

Subscribed and sworn to before me this  
22nd day of December, 1962

Notary Public, My Commission Expires March 21, 1969

(SEAL)

## INVENTORY AND APPRAISAL

The undersigned representative of the estate of the above named decedent, represent S  
and show S. 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 _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		

FORWARDED

0040 2339



**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
	\$	\$	\$
<i>Total Value of Mortgages, Bonds, Notes, etc.</i>			\$

**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
<p>Seven Head of Holstein Cattle</p> <p>One 1948 Farmall B. Tractor and Cultivator</p> <p>One John Deere, 2 Bottom plow</p> <p>One Hay Rack</p> <p>One Van Brunt Grain drill, 12 Disc.</p> <p>One International Grain Binder</p> <p>One Rohde Island Corn Planter</p> <p>One 5In. Int. Hay Mower</p> <p>One 3 Sec. Drag</p> <p>One Minnesota Hay Loader and other small farm tools.</p> <p><i>Total Value of All Other Personal Property</i></p>	<p>\$ 1111.65</p>	<p>\$ 488.35</p> <p><i>\$ 488.35</i></p>

## SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$7500.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is - - \$488.35

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$7500.00 488.35

Respectfully submitted,

x Loretta Langner

Representative....

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



# VERIFICATION

State of Minnesota, }  
 County of Stearns } ss. Loretta M. Langner, Jr.

being duly sworn, on oath says that she is the representative of the estate above specified; that she has read the foregoing inventory subscribed by her and knows 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 her possession or knowledge.

Subscribed and sworn to before me this  
 22nd day of December, A. D. 1962  
 M. M. Langner  
 Notary Public, My Commission Expires March 21, 1969  
 Loretta Langner  
 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  
 Julius A. Langner, Jr., 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 22nd day of December, A. D. 1962

Leo Klason  
 Bert E. Shultz  
 Appraisers

File No. 19,475

State of Minnesota,

County of Stearns

### PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
 Julius A. Langner, Jr.

Decedent

### Inventory and Appraisal

Total Personal - - \$ 488.35

Total Real Estate - - \$

Total Appraisal - - \$ 488.35

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

Deputy-Treasurer of  
 County, Minnesota

Filed this 16th day of January, A. D. 1963

Josephine D. Langner  
 Probate Clerk

Attorney

No. 3687

00402342

State of Minnesota,

County of

STEARNS

ss.

IN PROBATE COURT

In the Matter of the Estate of

Julius A. Langner, Jr.

Decedent.

PETITION FOR SETTING APART HOMESTEAD  
AND PERSONAL PROPERTY

Your Petitioner Loretta M. Langner

represent S and state S to the court:

FIRST—That your petitioner is the wife

of decedent

SECOND—That said decedent left surviving him

(1)

spouse

(2)

(3)

THIRD—That said decedent, at the time of death, was the owner of a homestead which he occupied as such to the time of death; and which consists of tract or parcel of land lying in the County of , State of Minnesota, described as follows, to-wit:

joint tenancy

FOURTH—That your petitioner hereby select S the following described personal property of said decedent to be set apart and allowed to her , to-wit:

Household Furniture of said decedent of the description and appraised value following, to-wit:

All the wearing apparel of decedent

Other personal property of decedent of the description and appraised value following, to-wit:

balance of cash on hand which is less then the statutory provision.

\$232.23

Your petitioner therefore pray that the homestead of said decedent described be, by the order of this court, set apart to

as the of said decedent; and that the personal property above selected be, by the order of this court, set apart and allowed to said

as the of said decedent.

Loretta M. Langner Jr

Petitioner

State of Minnesota,

County of Stearns

ss.

Loretta M. Langner, Jr.

being duly sworn, on oath say, that she is the person who made and signed the foregoing petition, that she has read the same and know the contents thereof, and that the same is true of her own knowledge, except as to those matters therein stated on information and belief, and as to those matters she believe it to be true.

Subscribed and sworn to before me this

19

day of

April

1963

M.A. Klasen  
Stearns

Notary Public.

County, Minnesota.

My commission expires

2-26

1968.

Note (1) Insert "Him his" or "Her her" or "Him no" or "Her no", as the case may be.

Note (2) In case there is a spouse, insert "your petitioner."

Note (3) In case decedent left no spouse, but left children, insert, "but left surviving children, whose names and ages are as follows, to-wit;" then follow with the names and ages, after which add "your petitioners", if they are of age; if not of age, add "who are minors and for whom your petitioner is guardian."

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Julius A. Langner, Jr.  
Decedent.

Petition for Setting Apart Homestead and Personal Property

Filed the 13th day of

May, A. D. 1963

Clerk—Judge of Probate.

No. 3668\*



State of Minnesota, } ss.  
County of Stearns }

## IN PROBATE COURT

In the Matter of the Estate of  
Julius A. Langner, Jr.,  
Decedent.

### Order Setting Apart Personal Property of Surviving Spouse

On reading and filing the petition Loretta M. Langner,  
, surviving spouse of the above  
 named decedent, praying for allowance of the personal property of said decedent therein described and selected  
 to Loretta M. Langner, surviving spouse of said decedent,  
 and upon due consideration of the same;

IT IS ORDERED, That the personal property selected by said  
Loretta M. Langner surviving spouse of said  
decendent, and herein described, be, and the same hereby is set apart and allowed to the said  
Loretta M. Langner surviving spouse  
of said decendent, to-wit:

*First, Household furniture of said decedent of the descriptions and the appraised value following, to-wit:*

Second, All Wearing Apparel of said decedent of the appraised value of \$.....

Third, All other personal property of said decedent of the descriptions and the appraised value following,  
to-wit: Cash in the sum of - - - - - \$232.23

Dated at St. Cloud, Minnesota, this 13th day of May 1963

Judge of Probate.



No. 19,475

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Julius A. Langner, Jr.,

Decedent

### Order Setting Apart Personal Property to Spouse

Filed this 13th day of

May 1963

Recorded in Book of Orders

on Page thereof.

*Joseph F. Langner*  
Clerk of Probate.

State of Minnesota,  
COUNTY OF Stearns

## PROBATE COURT

FILE NO 19,475

IN THE MATTER OF THE ESTATE OF  
Julius A. Langner,

## Inheritance Tax Record and Order Determining Tax

From the files, records and proceedings herein the court finds that decedent died in testate, November 8th

19 62, a resident of Holding Twp., Stearns county, Minnesota, leaving an estate of the following value:

Estimated in Petition	Appraised Values	Omitted Property, Increased Values	Final Inheritance Tax Values
Real Estate..... -	-		-
Personal Estate \$1400.00	\$488.35		\$488.35
TOTAL \$1400.00	\$488.35		\$488.35

That the deductible expenses of administration, funeral and last illness, maintenance and allowances, taxes and claims paid are as follows:

Maintenance of family	-	-	-	-	-	\$	
Statutory allowances	-	-	-	-	-		232.23
Appraiser's fees	-	-	-	-	-		20.00
Publication of orders	-	-	-	-	-		18.00
Compensation of representative	-	-	-	-	-		
Expenses of representative	-	-	-	-	-		
Attorney's fees	-	-	-	-	-		50.00
Expenses of attorney	-	-	-	-	-		
Certified copies	-	-	-	-	-		1.00
Recording fees	-	-	-	-	-		
Bond premiums	-	-	-	-	-		10.00
Misc. expenses of administration	-	-	-	-	-		
Funeral expenses	-	-	-	-	-		34.75
Expenses of last illness	-	-	-	-	-		

Taxes, if lien at death:		
Personal property	- - - - -	\$ .....
Minnesota Real Estate	- - - - -	.....
Income taxes accrued to death:		
Federal	- - - - -	.....
State	- - - - -	.....
Federal estate tax	- - - - -	.....
Claims allowed and paid	- - - - -	31.98
Homestead to spouse or issue	- - - - -	.....
TOTAL DEDUCTIONS ALLOWED FOR INHERITANCE TAX		397.96
NET ESTATE FOR INHERITANCE TAX COMPUTATION		\$ 90.39

That the transfers to legatees, devisees, or heirs of the decedent hereinafter specified, will be subject to inheritance tax in the following amounts:

Name of Legatee, Devisee, or Heir at Law	Relationship to Decedent	Value of Legacy, Devise, or Distributive Share	Exemption	Inheritance TAX
Loretta M. Langner, Jr	spouse	\$ 30.13	\$30,000.00	none
Each of 9 minor children receive \$6.69 and each is exempt \$15,000.00-- -- -- -- --			-----	none
TOTALS		\$90.39	x x x x	none

0040 2347

Name of Legatee, Devisee, or Heirs at Law	Relationship to Decedent	Value of Legacy, Devise, or Distributive Share	Exemption	Inheritance TAX
TOTALS		\$90.39	x x x x	none

Now, Therefore, it is determined and ordered that an inheritance tax in the sum of \$ none is due the State of Minnesota,  
payable to the Treasurer of said county, plus interest at 6% per annum from the \_\_\_\_\_  
day of \_\_\_\_\_, 19\_\_\_\_  
Dated May 14th, 1963

John Long  
Probate Judge

PROBATE  
COURT  
SEAL

Due service of the order determining inheritance tax above described, by the delivery of a copy thereof to me, is hereby admitted.

this ..... day of ..... 19.....

**Treasurer**

County, Minnesota

this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

Attorney for representative of estate

Attorney for Representative  
Rolland F. Hatfield

Commissioner of Taxation

this \_\_\_\_\_ day of Jul 25 1953, 19\_\_\_\_

By

Commissioner  
Ronald J. [Signature]

RONALD F. JOHNSON

FILE NO. 19,475

State of Minnesota,

COUNTY OF  
Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr. Decedent

## Inheritance Tax Record and Order Determining Inheritance Tax

Date paid

None

Amount \$

filled 6th day of August 1912

Recorded in Book.

of Orders. Page

Probate Judge-Clerk

PROPERTY PRINTING COMPANY, ST. CLOUD, MINN.

0040 2348

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

State of Minnesota,  
County of STEARNS }

## INHERITANCE TAX RETURN

Decedent JULIUS A. LANGNER  
Date of Death November 8, 1962

The undersigned hereby returns information concerning the decedent and concerning all transfers of property by the decedent or by reason of his death which may be subject to inheritance tax as defined by Minnesota Statutes Chapter 291.

## GENERAL INFORMATION

- (1) Decedent's residence at date of death Rural Route 1 Avon, Minn.  
Street City State
- (2) Place of death Holding Township Birthdate 2-26-1920 Place of birth Holding township
- (3) Business or occupation farmer
- (4) Married, single, separated, widowed or divorced at date of death married
- (5) The name, relationship to decedent and birthdate 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
see probate petition		

- (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 on 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 on Schedule I or by separate affidavit.

## INSTRUCTIONS

1. STATUTES: The inheritance tax law appears in Minnesota Statutes, Chapter 291. Taxable transfers are defined in Minnesota Statutes 291.01. Filing an inheritance tax return is required by Minnesota Statutes 291.12.
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, only an original return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, St. Paul 1, Minn. DO NOT FILE IN DUPLICATE.
  - C. If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence (Form D. of T. EG 1019), furnished by the Commissioner of Taxation, 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. FILE IN DUPLICATE.
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

004082349



**SCHEDULE 1 — 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 survivor's 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. Homestead must be designated.	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: 6-21-50	Lot 1, blk. 1, Lief's Add. to St. Paul, Ramsey Co., Minn., 6000 Montclair Rd., St. Paul. Homestead. Mortgage, \$1,000.00	Mary Doe, wife	\$3,800.00	\$12,500.00
7-5-57	100 shares General Motors Co., common \$100 par Certificate No. 1392816	John Doe, son	N. Y. S. E. 75 1/2	\$7,550.00
11-16-51	Northwest Quarter of Southwest Quarter of S. 15, & NE 1/4 of NE 1/4 of S. 21, T. 126, R. 30, Stearns County. This is the homestead of decedent	Loretta M. Langner, wife,	3639	\$6,700.00
<div> <div>Total (Col. 5.)</div> <div>Less liens (Col. 2.)</div> <div>Net</div> </div>				

### SCHEDULE II — INSURANCE

Report all life and accident insurance proceeds payable on the death of the decedent to named beneficiaries. Do not include insurance payable to estate.

This schedule should not include contracts reportable on Schedule III.

Date Taken Out	Description of Policy (Name of Company, No. of Policy)	Amount Paid or Payable at Death (Show Post Mortem Dividends Separately)	Beneficiary and Relationship to Decedent	If Contract Issued Prior to 4-26-49, did Decedent on 4-26-49 have right to:	
				1. Change Beneficiary?	2. Cash Surrender Value?
	N O N E				

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 annuities 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. Where pension plans meet Sec. 401 (a) IRC 1954 requirements, so state. Show employee and employer contributions, cost, amount and method of payments to be made. Submit copies of Plans which do not meet said requirements.

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
	N O N E		

#### 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 three years prior to death is made in contemplation of death.

Report gifts made by decedent during his lifetime which total more than \$3,000 to one donee in any calendar year.

B. Transfers intended to take effect in possession or enjoyment at or after 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 submitted.

### 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, together with the values of such assets.

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, Loretta M. Langner, Jr.  
the execut./administrat./rix./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,

information 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 on 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 19  
day of APRIL, 19 63  
M.A. Klasen M.A. Klasen  
Notary Public, County of Stearns  
My commission expires 2-26-1968

(Signature) Loretta M. Langner Jr  
(Address) Avon, Minn  
Box 83

File No. 9428  
**State of Minnesota,**  
County of Stearns  
Re: Estate of  
JULIUS A. LANGNER Decedent  
INHERITANCE TAX RETURN  
DEPARTMENT OF TAXATION

Filed May 13th, 1963  
Joseph M. Hach Clerk of Probate Court  
Maurice A. Klasen  
Attorney  
209 First American Bldg.  
Address  
St. Cloud, Minn.



State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT.

In the Matter of the Estate of

Julius A. Langner, Jr.,  
Decedent. }

## ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 7th day of June her 1963, upon the petition of the representative of the above named estate praying for the allowance of ~~the~~ final account and for distribution of the residue of said estate.

The said representative appeared in person and by Attorney, Maurice A. Klasen, 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 13th day of May 1963, in the Holdingford Herald. 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	- - - - -	\$ 488.35
Personal estate omitted from the inventory	- - - - -	\$
Gain by sales above appraised value	- - - - -	\$ 3.41
Cash from sales of real estate	- - - - -	\$
Cash from rent of real estate	- - - - -	\$
Cash from interest and profits	- - - - -	\$
Cash from other sources	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ 491.76

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ 232.23
Expenses of last sickness	- - - - -	\$ 192.80
Funeral expenses	- - - - -	\$ 34.75
Taxes	- - - - -	\$
Claims of creditors of decedent	- - - - -	\$ 31.98
Legacies	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$
Total credits	- - - - -	\$ 491.76



No. 19,475

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Julius A. Langner, Jr.,  
Decedent

Order Allowing Final Account.

Filed this 7th day of  
June, 1963, and  
recorded in Book No. of Orders,  
on Page

Josephine H. Housh  
Clerk of Probate.

No. 8508\*

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 June 7th, 1963

By the Court,

John Long  
Probate Judge.

004082354

State of Minnesota, }  
 County of Stearns } ss.

## IN PROBATE COURT

File No. 19,475

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.,

Decedent.

## Final Decree of Distribution

The above entitled matter came on to be heard on the 7th day of June, 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, Maurice A. Klasen

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 her final account herein which has been settled and allowed by the Court. /That all interested parties/determining by the Court /of the State of Minnesota have been notified /

THIRD—That said decedent died in testate on the 8th day of November, 1962, and at the time of his 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 \$.....comprising of the following items:

None

(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 heirs at law

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

Loretta M. Langner, Jr., surviving spouse, and Julius A. Langner,  
Geraldine M. Langner, Rosanne Langner, William Langner, Thelma Langner,  
Valeria Langner, Jessie Langner, Ladonna Langner, and Laura Langner,  
children of decedent.

NOW, THEREFORE, On motion of Maurice A. Klasen, attorney 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:

None for distribution.



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 6th day of August, 19 63



*John Lang*  
Probate Judge.

State of Minnesota, } ss.  
County of .....

## PROBATE COURT

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. 19,475

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.,  
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 .....

Register of Deeds.

By ..... Deputy.

Transfer entered this .....  
day of ..... 19.....

County Auditor.

By ..... Deputy.

Filed this 6th day of August .....  
19 63, and recorded in Book 123  
of Decrees, page 287

*Josephine H. Henshaw*  
Clerk of Probate Court.

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

FILE No. 19,475

RE ESTATE OF

Julius A. Langner, Jr.,

Ward—Decedent.

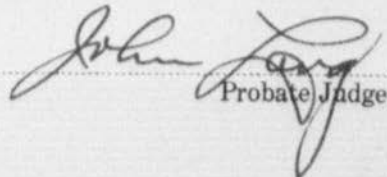
ORDER DISCHARGING  
REPRESENTATIVE - ~~GUARDIAN~~ /

Loretta M. Langner

the Representative herein, having complied with all the orders and decrees of the court and with the provisions of law and having fully discharged her trust,

IT IS ORDERED, that said representative ~~guardian~~ and her sureties herein are hereby finally discharged and that the representative's ~~guardian's~~ bond is hereby cancelled.

Dated August 6th 19 63

  
Probate Judge.

(COURT SEAL)

00402359

File No. 19,475

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

RE ESTATE OF

Julius A. Langner, Jr.,  
~~Wid~~ - Decedent.

ORDER DISCHARGING  
REPRESENTATIVE ~~WILLIAM~~ /

Filed this 6th day of August

19 63, and Recorded in Book

on Page thereof.

*Paula Engstrom*  
Clerk of Probate.

0040 2360

STATE OF MINNESOTA  
COUNTY OF STEARNS

Re Estate of

Julius A. Langner, Jr.,

Decedent.

PROBATE COURT

File No. 19,475

IT IS ORDERED that the petition for general administration filed herein be heard on Friday,  
December 21st, 19<sup>62</sup>, at 9 o'clock A. M. by this court in the Court  
House in St. Cloud, Minn.

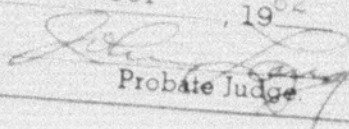
IT IS ORDERED that creditors of decedent file their claims in this court within four months  
from the date hereof and that said claims be heard on Friday, March 22nd, 19<sup>63</sup>,  
at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this 21st day of November, 19<sup>62</sup>

Maurice A. Klasen,

Attorney.

  
Probate Judge.



NOTE: Make this order in duplicate

File No. 19,475

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

Re Estate of

Julius A. Langner, Jr.

Decedent.

Order for Hearing Petition for  
Administration and Notice  
To Creditors

Publish In Holdingford Herald

Hearing Adm. Dec. 21st, 1962

Hearing Claims Mar. 22nd 1963

FILED DEC 22 1962 DW  
OF STEARNS COUNTY

STATE OF MINNESOTA  
COUNTY OF STEARNS

Re Estate of

Julius A. Langner, Jr.,

Decedent.

PROBATE COURT

File No. 19,475

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed  
herein be heard on Friday, June 7th,  
this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this

13th

day of

May, 1963

1963 at 9 o'clock A. M. by

Maurice A. Klasen,

Attorney.

193  
Probate Judge.

NOTE: Make this order in duplicate.

File No. 19,475

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

Re Estate of

Julius A. Langner, Jr.,  
Decedent.

Order for Examination of  
Final Account

Publish in Holdingford Herald

Hearing June 7th, 1963/1964

FILED

OF

CLERK OF PROBATE

State of Minnesota, }  
County of Stearns } 88.

## IN PROBATE COURT

In the Matter of the Estate of  
Julius A. Langner, Jr.,

}  
Decedent }

## ORDER LIMITING TIME

Letters of Administration ..... of said estate

this day having been granted unto Loretta M. Langner

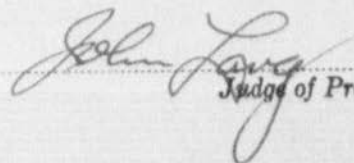
of said County, it is ordered that the said Loretta M. Langner

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

By the Court,

Dated December 21st, 1962

(Court Seal)

  
Judge of Probate

004082365



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

In the Matter of the Estate of

Julius A. Langner, Jr.,Decedent.**Order Limiting Time to  
Settle Estate**Filed this 21st day ofDecember, 19 62, and

recorded in book

of Orders at Page

Roselyn Hinchouse  
Clerk—~~Judge~~ of Probate

# PRINTER'S AFFIDAVIT OF PUBLICATION

State of Minnesota,  
County of Stearns

(Chapter 134, Laws of 1955.)

*Mrs. Paul E. Shields*, being duly sworn, on oath says:  
that ~~he~~ she is, and during all the time here stated has been the  
publisher of the newspaper known as *The Holdingford Herald*  
and has full knowledge of the facts hereinafter stated; that for more than one year  
prior to the publication therein of the

hereinafter described, said newspaper was printed and published in the *Village*  
of *Holdingford*, 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 and in newspaper format and in column and sheet form equivalent  
in space to at least 450 running inches of single column, two inches wide; has been

issued *once* each week from a known office established  
in said place of publication and employing skilled workmen and equipped with nec-  
essary material for preparing and printing the same, and the presswork on that  
part of the newspaper devoted to local news of interest to the community which it  
purports to serve has been done in its known office of publication; 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 circu-  
lated 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 af-  
fidavit 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 *first account* hereto attached was cut from the columns  
of said newspaper, and was printed and published therein in the English language.  
once each week, for *three* successive weeks: that is was first so published on  
*Thursday* the *16* day of *May* 19*63*; and thereafter on  
*Thursday* of each week to and including the *30<sup>th</sup>* day of *May*  
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 *3rd* day of *June* 19*63*

Notary Public, *LEO KLASSEN* County, Minn.

My commission expires *March 17, 1969*

LEGAL PUBLICATION

STATE OF MINNESOTA

COUNTY OF STEARNS—ss

PROBATE COURT

File No. 19,475

Re Estate of Julius A Langner,  
Jr., Decedent.

IT IS ORDERED that the final  
account and petition for examina-  
tion thereof and for distribution  
filed herein be heard on Friday,  
June 7th, 1963, at 9 o'clock A. M.  
by this court in the Court House  
in St. Cloud, Minn.

Dated this 13th day of May,  
1963.

(SEAL) JOHN LANG,  
Probate Judge.

MAURICE A. KLASSEN,  
Attorney.

(Publ. May 16, 23, 30, 1963.)

00402367

19,475

STATE OF MINNESOTA  
County of Stearns }

PROV. EX. & P.  
In the Matter of the Estate of  
Julius A. Langner, Jr.  
Decedent. Will

AFFIDAVIT OF PUBLICATION

FILED THIS 4th DAY  
OF June A.D. 19 63  
*Harold K. Kuhlmann*  
CLERK OF DISTRICT

0040 2368



STATE OF MINNESOTA  
DEPARTMENT OF TAXATION  
CENTENNIAL OFFICE BUILDING  
SAINT PAUL 1, MINNESOTA

June 26, 1963

19,475

Maurice A. Klasen  
Attorney at Law  
St. Cloud, Minnesota

In re: Estate of Julius A. Langner, Deceased

In re: Julius A. Langner, Deceased

We wish to advise that it has been determined that no inheritance tax will be assessed on the non-probate assets in this estate as reported in the inheritance tax return filed with this Division on May 15, 1963

We are, therefore, closing our file.

Ronald F. Johnson, Tax examiner  
Inheritance and Gift Tax Division

RFJ:gc  
cc: Court

IG 1032

FILED THIS 1st DAY  
OF July A.D. 19 63

CLERK OF PROBATE

004082389



State of Minnesota.

County of Stearns

## PROBATE COURT

Special

Term, March 22nd, 1963

IN THE MATTER OF THE ESTATE OF

Julius A. Langner, Jr.,

Deceased.

## ORDER ON CLAIMS

After a full hearing and examination of all claims presented to this Court at the time and place fixed by order of the Court for hearing, examining and allowing claims against the estate of Julius A. Langner, Jr., Deceased; It is ordered, that the claims herein with the amounts marked "ALLOWED" be and the same are hereby allowed against said estate; and the claims with the amounts marked "DISALLOWED" be and the same are hereby disallowed, and that the final Balance on each claim in favor of or against the estate as herein specified, stand and be recorded as the final order of the Court.

Reg. Page.....

No. of Claim	WHEN FILED			NAME OF CLAIMANT	NATURE OF CLAIM	CLAIMS			When Allowed or Disallowed		
	Month	Day	Year			Amount of Claim	Amount Allowed	Amount Disallowed	Month	Day	Year
1	Dec	20,	1962	N. T. Vos	Gas	25.90	25.90		Mar.	22,	1963
2	Jan	18,	1963	W. C. Lane	Groceries	6.08	6.08		"	"	"
TOTAL						31.98	31.98				

0040 2370

No. 19,475

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Julius A. Langer, Jr.,  
Deceased

ORDER ON CLAIMS

Filed this 22nd day of  
March 1963

*Joseph H. Houten*  
Clerk of Probate

By \_\_\_\_\_ Deputy

Recorded in Book 7 of Claims

Page 284

No. 3677\*

OFFSETS

FINAL BALANCE

REMARKS

When Allowed or  
Disallowed

Amount  
Disallowed

Amount  
Allowed

Amount of  
Offset

NATURE OF OFFSET

Month Day Year

25.90

6.08

TOTAL

31.98

By the Court

*John L. Lang*  
Judge of Probate.

00402371

State of Minnesota, }  
County of Stearns } ss.

File No. 19,475

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

JULIUS A. LANGNER, JR.

Decedent

Affidavit of Mailing of Order for Hearing

On Hearing for Administration or Probate of Will, if decedent was not born in the United States, mail one copy of order to Foreign Consul or Secretary of State.

State of Minnesota, }  
County of Stearns } ss.

Maurice A. Klasen

being first duly sworn on oath deposes and says that  
on the 17 day of May, 1963,  
at St. Cloud, in said County and  
State he mailed one copy of the Order hereto  
attached in the above entitled matter, to

(Secretary of State or Foreign Consul)

and to all the legatees and devisees and to all  
known Heirs-at-law of said decedent, at their last  
known address, after exercising due diligence in  
ascertaining the correctness of said addresses, by plac-  
ing a true and correct copy thereof in a sealed  
envelope, postage prepaid and depositing the same  
in the U. S. mails at St. Cloud

and addressed to the following named  
persons:

A LEGAL PUBLICATION E

STATE OF MINNESOTA  
COUNTY OF STEARNS—ss  
PROBATE COURT  
File No. 19,475

Re Estate of Julius A. Langner,  
Jr., Decedent.

IT IS ORDERED that the final  
account and petition for examina-  
tion thereof and for distribution  
filed herein be heard on Friday,  
June 7th, 1963, at 9 o'clock A. M.  
by this court in the Court House  
in St. Cloud, Minn.

Dated this 13th day of May,  
1963.

(SEAL) JOHN LANG,  
Probate Judge.

MAURICE A. KLASEN,  
Attorney.  
(Publ. May 16, 23, 30, 1963.)

NAME	STREET OR POST OFFICE	CITY	STATE
Loretta M. Langner, Jr.	Route # 1	Avon	Minn.
Julius J. Langner		Regal	"
Geraldine M. Langner	c/o Welfare Office	St. Cloud	"
Rosanne Langner	"	"	"
William Langner	"	"	"
Thelma Langner	"	"	"
Valeria Langner	"	"	"
Jessie Langner	"	"	"
Ladona "	"	"	"
Laura "	"	"	"

Subscribed and sworn to before me this 17  
day of May, 1963

Loretta M. DeGouler  
Notary Public, Stearns County, Minn.  
My Commission Expires Jan. 24, 1966.  
My commission expires

Maurice A. Klasen  
(MAURICE A. KLASEN)

00402372



File No.

State of Minnesota

STEARNS

County of

IN PROBATE COURT

In the Matter of the Estate of

JULIUS A. LANGNER, JR.

Decedent

AFFIDAVIT OF MAILING

Maurice A. Klasen

Filed May 17th, 1963

Douglas H. Houten,  
Probate Judge—Clerk

No. 3854

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
Notary Public \_\_\_\_\_ County, Minn.  
My commission expires \_\_\_\_\_, 19\_\_\_\_.

NAME \_\_\_\_\_  
STREET OR POST OFFICE \_\_\_\_\_  
CITY \_\_\_\_\_ STATE \_\_\_\_\_  
being first duly sworn on oath deposes and says that on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at \_\_\_\_\_ Minnesota, and addressed to the following:

County of \_\_\_\_\_ ss. \_\_\_\_\_  
State of Minnesota,  
In all estates where there is a will the following rule applies to the spouse who has not consented to the will:  
525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:  
525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,  
(1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;  
(2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.  
(3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;  
(4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;  
(5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

AFFIDAVIT OF MAILING  
ALLOWANCES TO SPOUSE OR MINOR CHILDREN



State of Minnesota,  
County of STEARNS } ss.

File No. \_\_\_\_\_  
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
JULIUS A. LANGNER, JR.

Affidavit of Mailing of Order for Hearing

Decedent

On Hearing for Administration or Probate of Will, if decedent was not born in the United States, mail one copy of order to Foreign Consul or Secretary of State.

State of Minnesota,  
County of Stearns } ss.

A LEGAL PUBLICATION  
STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT  
File No. 19,475  
Re Estate of  
Julius A. Langner, Jr.,  
Decedent.  
IT IS ORDERED that the petition for general administration filed herein be heard on Friday, December 21st, 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, March 22nd, 1963, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.  
Dated this 21st day of November, 1962.  
(SEAL) JOHN LANG,  
Probate Judge.  
Maurice A. Klasen,  
Attorney.  
(Publ. Nov. 29, Dec. 6, 13, 1962.)

Maurice A. Klasen

being first duly sworn on oath deposes and says that  
on the 3 day of December, 1962,  
at St. Cloud, in said County and  
State he mailed one copy of the Order hereto  
attached in the above entitled matter, to

(Secretary of State or Foreign Consul)  
and to all the legatees and devisees and to all  
known Heirs-at-law of said decedent, at their last  
known address, after exercising due diligence in  
ascertaining the correctness of said addresses, by plac-  
ing a true and correct copy thereof in a sealed  
envelope, postage prepaid and depositing the same  
in the U. S. mails at

and addressed to the following named  
persons:

NAME	STREET OR POST OFFICE	CITY	STATE
Loretta M. Langner, Jr	R. 1	Avon	Minn.
Julius A. Langner		Regal	Minn.
Geraldine M. Langner	c/o Welfare Office	St. Cloud	Minn.
Rosanne Langner	" "	"	"
William "	X	Regal	Minn.
Thelma Langner	c/o Welfare Office	St. Cloud	Minn.
Valeria Langner	" "	"	"
Jessie Langner	" "	"	"
Ladonna "	" "	"	"
Laura Langner	Route # 1	Avon	"

Subscribed and sworn to before me this 3  
day of December, 1962

*A. A. Greene*  
Notary Public, County, Minn.

*Maurice A. Klasen*  
(MAURICE A. KLASEN)

My commission expires  
A. A. GREENE  
Notary Public, Stearns County, Minn.  
My Commission Expires Feb. 10, 1969.

0040 2374

File No.

Estate of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of  
JULIUS A. LANGNER, JR.

Decedent

AFFIDAVIT OF MAILING

Maurice A. Klasen

Filed Dec. 10th, 1967

Jocelyn H. Harkness  
Probate Judge - Clerk

No. 3654

1

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Notary Public \_\_\_\_\_ County, Minn.  
My commission expires \_\_\_\_\_, 19\_\_\_\_

NAME \_\_\_\_\_  
STREET OR POST OFFICE \_\_\_\_\_  
CITY \_\_\_\_\_ STATE \_\_\_\_\_  
being first duly sworn on oath deposes and says that on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at \_\_\_\_\_ Minnesota, and addressed to the following:

State of Minnesota, } ss. \_\_\_\_\_ County of \_\_\_\_\_  
In all estates where there is a will the following rule applies to the spouse who has not consented to the will:  
525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,  
(1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;  
(2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.  
(3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;  
(4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;  
(5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.  
In all estates where there is a will the following rule applies to the spouse who has not consented to the will:  
525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.146 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

## FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, }  
 County of STEARNS } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
 JULIUS A. LANGNER, JR. }  
 Decedent }

Final Account and Petition  
for Settlement

Date of death November 8, 1962

Your petitioner respectfully represents and shows to the court:

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

SECOND—That as such representative she 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 she herewith renders her final account of her 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	-	-	-	-	\$ 488.35	\$
Personal estate omitted from the inventory	-	-	-	-	\$	\$
Gain by sales above appraised value	-	-	-	-	\$ 3.41	\$
Cash from sales of real estate	-	-	-	-	\$	\$
Cash from rent of real estate	-	-	-	-	\$	\$
Cash from interest and profits	-	-	-	-	\$	\$
Cash from other sources	-	-	-	-	\$	\$
	-	-	-	-	\$	\$
	-	-	-	-	\$	\$
	-	-	-	-	\$	\$
	-	-	-	-	\$	\$
Total receipts from all sources	-	-	-	-	\$ 491.76	\$

DISBURSEMENTS					Voucher Number
I. FAMILY					
Personal property selected by and turned over to surviving spouse	-	-	-	-	\$ 232.23
Maintenance of family of decedent	-	-	-	-	\$
Total	-	-	-	-	\$ 232.23

II. EXPENSES OF ADMINISTRATION					
Loss from sales of personal property at less than appraised valuation	-	-	-	-	\$
Cash paid to appraisers for services	-	-	-	-	\$ 20.00 K
Cash paid for publication of orders	-	-	-	-	\$ 18.00 K
Repairs to real estate	-	-	-	-	\$
Cash paid for insurance	-	-	-	-	\$
Expenses of representative	-	-	-	-	\$
Compensation of representative	-	-	-	-	\$
Fees of Attorney	-	-	-	-	\$ 50.00 K
Bond of Representative	-	-	-	-	\$ 10.00 K
Certified copies (Probate Court)	-	-	-	-	\$
Register of Deeds, recording	-	-	-	-	\$
Interest on chattel mortgages	-	-	-	-	\$ 38.80 K
Feed for livestock	-	-	-	-	\$ 45.00 K
Filing fee	-	-	-	-	\$ 1.00 K
Kroska Motors	-	-	-	-	\$ 10.00 K
	-	-	-	-	\$
	-	-	-	-	\$
Total expense of administration	-	-	-	-	\$ 192.80

00402376



## 1

Total expenses of last sickness - - - - - \$ None

#### IV. FUNERAL EXPENSES

*Total funeral expenses* - - - - - \$ 34.75

## V. TAXES

Total taxes paid — — — — — \$ .....

## 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]



## RECAPITULATION

Not to be filled  
in by  
Representative  
RECEIPTS

	RECEIPTS	DISBURSEMENTS	
Total receipts from all sources - - - - -	\$ 491.76		\$ Disbursements
Total disbursements and credits as follows:			
1. Family - - - - -		\$ 232.23	\$
2. Expenses of administration - - - - -		\$ 192.80	\$
3. Expenses of last sickness - - - - -		\$ 34.75	\$
4. Funeral Expenses - - - - -		\$ 31.98	\$
5. Taxes - - - - -			\$
6. Claims of creditors - - - - -			\$
7. Specific Legacies - - - - -			\$
8. Residue of personal prop. for distribution - - - - -			\$
9. - - - - -			\$
10. - - - - -			\$
11. - - - - -			\$
12. - - - - -			\$
13. - - - - -			\$
Total - - - - -	\$ 491.76	\$ 491.76	\$

FOURTH—That there is also belonging to said estate for distribution certain real estate as follows:

The homestead of said decedent, in the County of \_\_\_\_\_, State of Minnesota,  
described as follows: \_\_\_\_\_

JOINT TENANCY

Also these other tracts and parcels of land in the County of \_\_\_\_\_,  
State of Minnesota, described as follows: \_\_\_\_\_

joint tenancy

FOURTH (A)—Personal property for distribution consists of the following items: \_\_\_\_\_

NONE

FIFTH—That said decedent died on the 8 day of November, 1962,  
 in testate, and left him surviving Loretta M. Langner, Jr. wife, and following  
children; Julius A. Langner, Geraldine M. Langner, Rosanne Langner,  
William Langner, Thelma Langner, Valeria Langner, Jessie Langner, Ladonna  
Langner, and Laura Langner,

who are all the heirs at law  
 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 April 19, 1963

Loretta M. Langner Jr.  
 Petitioner

State of Minnesota,

County of STEARNS

ss.

Loretta M. Langner, Jr.

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

Subscribed and sworn to before me this

19 day of April, 1963

M.A. Klasen

M.A. Klasen Notary Public  
Stearns County, Minn.

Loretta M. Langner Jr.  
 Representative

My commission expires 2-26, 1968.

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.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

JULIUS A. LANGNER, JR.

Decedent

Final Account and Petition for  
 Hearing and Allowance  
 Thereof

Maurice A. Klasen

Attorney for Petitioner

Filed this 13th day of May, 1963

May

1963

Loretta M. Langner Jr.

Clerk—Judge of Probate

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of

Mary Fischer

Decedent.

19,476  
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 Albany 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 named executor of will

SECOND—That said decedent was born in the Country of Germany and died at Albany County of Stearns, State of Minnesota on the 16 day of November, 1962, aged 83 years and at the time of his death was a native of Albany, Minnesota and a citizen of the Country of United States and a resident of Albany 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 \$ 2200.00 divided as follows:

- |                     |    |                        |            |
|---------------------|----|------------------------|------------|
| 1. Household goods, | \$ | 2. Wearing apparel,    | \$         |
| 3. Stock,           | \$ | 4. Notes, bonds, etc., | \$ 2200.00 |
| 5. Miscellaneous,   | \$ |                        |            |

That said estate also included real estate of the estimated worth and probable value of \$ 6000.00 situated in said County of State of Minnesota, to-wit:

1. Homestead in County, Minnesota, as follows:

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings \$

City Property

Lots with Buildings \$

B. Rural Property

40

Acres improved land \$ 6000.00

Rural Property

Acres unimproved land \$

FIFTH—That the probable amount of debts of decedent is \$ , consisting of none except funeral expenses and last illness

00412380



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
Oswald Fischer	59	son	Albany, Minnesota
Roman Fischer	56	son	Waite Park, Minn.
Hildegard Heinen	51	daughter	Rockville, Minn.
Rosalia Gertken	49	daughter	Avon, Minn.
Angeline Felling	43	daughter	1245 Portland Ave. St. Paul, Minn.
Agatha Zierden	41	daughter	Albany, Minnesota
Children of deceased daughter - Anna Bloch			
Clarence Bloch	29	grand son	Rockville, Minn;
Marie Bloch	23	grand daughter	Rockville, Minn.
Janet Schaefer	20	grand daughter	Rockville, Minn.

SEVENTH—That Oswald Fischer, whose Post Office address is Albany, Minnesota, is named in said Will as executor thereof and <sup>is</sup> <sub>are</sub> 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 ..... Oswald Fischer ..... be appointed executor thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said .....  
Oswald Fischer

Dated November 21, 1962 Richard L. Pugh Petitioner.

State of Minnesota, } ss.  
County of Stearns, } Oswald Fischer  
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.

Subscribed and sworn to before me this 21 day of November, 1962

Notary Public ..... Stearns ..... County, Minnesota.

My Commission expires Jan. 16, 1967.

**State of Minnesota,**  
*County of*  
**IN PROBATE COURT**  
**Petition for Allowance and**  
**Probate of Will**

### In the Matter of the Estate of

Decedent.

## Selection of Newspaper

*To the Judge of said Court:*  
Please cause the notices in said estate  
to be published in the

(Here insert name of newspaper)

(Sign your name here)

Filed this 23rd day of November 1962

*Probate Judge—Clerk.*

No. 3880\*

0041238



AFFIDAVIT OF PUBLICATION

State of Minnesota  
COUNTY OF STEARNS

ss.

H. M. Harren

....., being duly sworn, on oath says;  
that he is, and during all the time herein stated has been the publisher of the news-  
paper known as THE ALBANY ENTERPRISE and has full knowledge of the facts  
hereinafter stated; that for more than one year prior to the publication therein of  
the the last will of decedent

hereinafter described, said newspaper was printed and published in the Village of  
Albany, 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 know office of publication within the Village of Albany from which it  
purports to be issued as above stated and in newspaper format and in column and  
sheet form in space to at least 450 running inches of single column, two inches wide;  
has been issued each week from a known office established in said place of publi-  
cation and employing skilled workmen and equipped with the necessary material for  
preparing and printing the same, and the presswork on that part of the newspaper  
devoted to local news of interest to community which it purports to serve has been  
done in its known office of publication; 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 Notice hereto attached was cut from the  
columns of said newspaper, and was printed and published therein in the English  
language, once each week, for 3 successive weeks; that it was first  
published on Thursday the 28th day of November 1962;  
and thereafter on Thursday of each week to and including the 13th  
day of December, 1962; and that the following copy of the lower case  
alphabet from a to z both inclusive, and is hereby acknowledge as being the size and  
kind of type used in the composition and publication of said notice, to-wit:  
abcdefghijklmnopqrstuvwxyz

*H. M. Harren*

Subscribed and sworn to before me this 14th day of December 1962

Justice of the Peace

Notary Public,

*John Baggett*

Stearns County, Minn.

My commission expires

December 31

19 62

State of Minnesota,  
County of Stearns

Probate Court  
File No. 19,476

Re Estate of Mary Fischer, De-  
cedent.

IT IS ORDERED that the petition  
filed herein to admit to probate the  
last will of decedent be heard on  
Friday, December 21st, 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, March 29th, 1963,  
at 9 o'clock A.M. by this court in the  
Court House in St. Cloud, Minn.

Dated this 23rd day of November,  
1962.

(Seal)

John Lang  
Probate Judge

John Knapp,  
Attorney.

N29-D6-13

00412382

19,476

STATE OF MINNESOTA  
County of Stevens

PROVATE COURT  
in the Matter of the Estate of  
Mary Finckler  
Decedent - Ward

FILED THIS 21st DAY  
OF Dec. A.D. 1962  
Doakyn Huchant  
CLERK OF PROBATE



004182383

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

In the Matter of the Estate of Mary Fischer Deceased.

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

IT IS ORDERED, That the said Oswald Fischer give  
bonds to the Judge of this Court in the sum of Four Thousand and no/100 - - - - -  
- - - - - (\$4,000.00) - - - - - Dollars,  
conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be him issued.

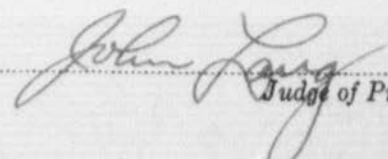
Dated at St. Cloud Minnesota, the 21st day of December

A. D. 19 62.

By the Court,

John Knapp

Attorney for Petitioner.

  
Judge of Probate.

00412384

No. 19,476

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Mary Fischer,  
Deceased.

## ORDER FOR EXECUTOR'S BOND

Filed this 21st day of  
December A. D. 1962, and  
recorded in Book of Orders, on  
page

*Roselyn Kuyhous*  
Clerk/Judge of Probate.

No. 3540\*

004182385



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 Fischer,

Proof of Will

Decedent.

State of Minnesota, }  
County of Stearns } ss.

John Knapp

, 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 10th day of September A. D. 19 58, and purporting to be the Last Will and Testament of

Mary Fischer

of the County

of Stearns and State of Minnesota now here presented for probate; that John Knapp 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 10th day of September A. D. 19 58, 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

Loretta Knapp

the other subscribing witness<sup>es</sup> thereto, and that deponent and the said

Loretta Knapp

the other subscribing witness did then and there, in the presence of the said decedent, and at her request, severally subscribe said instrument as witness<sup>es</sup> 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  
21st day of December A. D. 19 62

Judge of Probate.

John Knapp

No. 19,476

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND  
TESTAMENT OF

Mary Fischer,

Decedent.

### TESTIMONY OF

John Knapp

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

21st

day of

December

19 62

*Paula Thachour*  
Clerk Judge of Probate.

\* No. 3545 \*

00412387

I, **Mary Fischer** of **Albany**  
in the 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 Execut **OR** hereinafter named, pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

Second, after the payment of such funeral expenses and debts, I give, devise and bequeath: to my executor hereinafter named the sum of Two Hundred and no/100 \$200.00 Dollars for Holy Masses to be offered for the repose of my soul.

Third, to my daughter, Agatha Fischer, I give the sum of Two Hundred and no/100 (\$200.00) Dollars, if I die at home and not in the hospital, or at any other place.

Fourth, to my daughter, Angeline Felling, I give, devise and bequeath the house located on the northeast corner of the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty-one (21), Township One Hundred Twenty-five (125) North, of Range Thirty-one (31) West, Stearns County, Minnesota, including five acres of land for a yard in the Northeast corner of said tract, the shape thereof to be determined by Angeline Felling.

Fifth, to my daughter, Agatha Fischer, I give an option to buy the remaining acreage of the tract described in the previous paragraph for the sum of Three Thousand and no/100 (\$3000.00) Dollars. Said option is to be exercised within one month from the date of the appointment of my executor, hereinafter named, by the probate court, by notice in writing to him.

Sixth, I give, devise, and bequeath, the rest and residue of my property, both real and personal to my children, Oswald Fischer, Roman Fischer, Anna Bloch, Hildegard Heinen, Rosalia Gertken, and Angeline Felling, in equal shares, and to the issue of any of them, in the event of their death prior to my death, by right of representation forever.

Lastly, I make, constitute and appoint **Oswald Fischer**

to be Execut **or** of this my Last Will and Testament, hereby revoking all former wills by me made.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal the  
10 day of **September** in the year of our Lord one thousand  
nine hundred and **fifty-eight**

Mrs. Mary Fischer Seal

THIS INSTRUMENT was, on the day of the date thereof, signed, published and declared by the said  
Testat **rix**, **Mary Fischer** 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.

John Knapp residing at Albany, Minnesota  
Louella Knapp residing at Albany, Minnesota

Last Will and Testament  
OF

Dated ..... 19 .....

OSWALD PUBLISHING CO., NEW ULM, MINN.



State of Minnesota, }

County of Stearns }

IN PROBATE COURT  
CERTIFICATE OF PROBATE

In the Matter of the Estate of Mary Fischer

Decedent

Be 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 Fischer Decedent, late of said County of Stearns bearing date the 10th day of September 1958, 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 Fischer 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 21st day of December 1962



*John Long*  
Judge of Probate.

00412390

State of Minnesota.

## IN PROBATE COURT

County of

I,

County of last Will and Testament and Certificate of Probate thereon and the original records thereof now remaining in the record of last Will and Testament and Certificate of Probate thereon and of the whole of such original records.

do hereby certify that I have compared the foregoing copy of 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

of Probate Court.

State of Minnesota,  
County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer

Decedent.

## Certificate of Probate of Will

Filed this 21st day of  
December 19 62, and recorded,

together with the will attached in Book

M of Records of Wills, Page 560

Roselyn L. Lufthouse  
Clerk of Probate.

State of Minnesota,  
County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Mary Fischer,

Decedent

## Order Admitting Will to Probate

The above entitled matter came on to be heard on the 21st day of December 1962

upon the petition of Oswald Fischer

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 23rd day of November 1962 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 16th day of November 1962, and at the time of his death was a resident of Albany 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 es to said purported last will and testament of said decedent, to-wit:

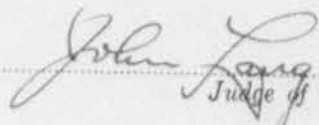
John Knapp and Loretta Knapp

and John Knapp 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 December 21st, 1962

  
Judge of Probate.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,

Decedent.

Order Admitting Will to Probate

Filed this 21st day of  
December 19 62, and recorded  
in Book " " of Orders, Page

Josephine J. J. J. J.  
Clerk Judge of Probate.



State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,  
Decedent.

## LETTERS TESTAMENTARY

Decedent died on November 16th, 1962

To Oswald Fischer

GREETING:

Whereas, You have been appointed execut<sup>OR</sup> 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 January, 1963.

*John Long*  
Probate Judge.



State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,  
Decedent.

LETTERS TESTAMENTARY  
(LONG FORM)

Filed this 2nd day of

January, 19 63, and Recorded  
in Book " 0 " of Letters, Page 332

*William H. Beckman*  
Clerk-Judge of Probate Court.

State of Minnesota.

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 therein 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 \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19 \_\_\_\_\_ this \_\_\_\_\_

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

SS

IN PROBATE COURT

In the Matter of the Estate of Mrs Mary Fischer

☐ Minor(s) ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID-21124

That we, Oswald Fischer, 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 Hon. John Lang  
as Judge of Probate of the County of Stearns, Minnesota, in the sum of

Four thousand and no/100 - - - - - (\$ 4,000.00 ) 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 Fischer,  
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 D. Christensen Asst. Secy  
and its corporate seal to be hereto attached by authority of its Board of Directors, this  
31st day of Dec., 19 62

Signed, Sealed and Delivered in Presence of  
Witness to Principal

Oswald Fischer

Principal

Witness to Surety

WESTERN SURETY COMPANY

By D. Christensen Asst. Secy  
Countersigned

By Roy L. Erickson  
Minnesota Resident Agent

STATE OF MINNESOTA

County of Stearns

SS

On this 31st day of Dec., 19 62, before me personally  
appeared Oswald Fischer, 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 19 Notary Public, Stearns Co., Minn. County, Minnesota  
My Commission Expires Apr. 22, 1969

STATE OF SOUTH DAKOTA }  
(Corporate Officer)

County of Minnehaha

On this 31st day of Dec., 19 62, 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 12-11, 19 69  
D. Christensen  
Notary Public, Minnehaha County, South Dakota



# APPROVAL

I hereby approve the within Bond and the Surety thereon, this 2nd day of January, 19 63

John Long  
Probate Judge

## OATH OF REPRESENTATIVE

STATE OF MINNESOTA  
County of Stearns } ss

I, Oswald Fischer 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 Fischer to the best of my ability and according to law, so help me God.

Oswald Fischer

Subscribed and sworn to before me this 31st day of Dec., 1962

My Commission Expires RAY H. SILVERS  
Notary Public, STEARNS CO., MINN.  
My Commission Expires Apr. 22, 1969

Ray H. Silvers  
Notary Public, \_\_\_\_\_ County, Minnesota

19,476

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

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

Mrs Mary Fischer

Albany Minn.

☐ Minor(s) ☐ Incompetent  
☒ Deceased

Filed the 2nd day of January, 1963, and said bond recorded in Book \_\_\_\_\_ of \_\_\_\_\_

Bonds, page \_\_\_\_\_ of Probate Records.

Clerk

Josephine Thum  
☒ Clerk ☐ Judge of Probate

00412397



State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

## Order Appointing Appraisers

Mary Fischer,

Decedent.

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

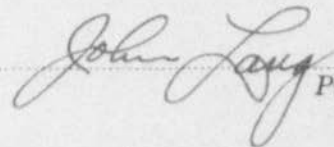
It is ordered that Henry Harren and

B. H. Beuning

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

Dated this 21st day of December, 1962.

(PROBATE COURT SEAL)

  
Probate Judge.

00412398

No. 19,476

# IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,

Decedent.

## Order Appointing Appraisers

Filed December 21st, 1962

*Moselyn K. Kunkhouse*  
Probate Judge / Clerk.

No. 36794\*

004182399

**State of Minnesota,**  
County of Stearns

**IN PROBATE COURT**

File No. ....

IN THE MATTER OF THE ESTATE OF

**INVENTORY AND APPRAISAL**Mary Fischer

Decedent

Date of Death November 16, 1962**OATH OF APPRAISERS****State of Minnesota,**

ss.

County of StearnsI, H. M. Harren, and

R. H. Bauning, 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 Fischer, decedent to the best of my ability, So Help Me God.

Subscribed and sworn to before me this

7 day of January, 1963

John Knapp  
Notary Public, Stearns County, Minn.

My commission expires Jan. 16, 1967

(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:**

Other Real Estate	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(a) <u>The homestead</u> of decedent, being in the County of <u>Stearns</u> , State of Minnesota, consisting of <u>      </u> acres in area described as follows, to-wit: (give acreage)	\$	\$
(1) The North Three Hundred Ninety Six (396) feet of the East Five Hundred Fifty (550) feet of the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty One (21), Township One Hundred Twenty Five (125) North of Range Thirty One (31) West.		\$ 3,250.00
(2) The Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty One (21), Township One Hundred Twenty Five (125) North of Range Thirty One (31) West less the North Three Hundred Ninety Six (396) feet of the East Five Hundred Fifty (550) feet thereof.		1,500.00
(b) All other real estate of decedent being in the County of <u>      </u> , State of Minnesota, described as follows, to-wit: <u>      </u>		\$ 4,750.00

FORWARDED

00412400





**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

None

Total Value of Mortgages, Bonds, Notes, etc.

**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

Cash

\$ 35.00

\$

Certificate of Deposit, Stearns County State Bank, dated April 27, 1962, No. 38450

600.00

Certificate of Deposit, Stearns County State Bank, dated May 11, 1962, No. 38466

1100.00

Certificate of Deposit, Stearns County State Bank, dated October 4, 1962, No. 38641

500.00

Total Value of All Other Personal Property

\$ 2235.00

**SUMMARY**

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

Respectfully submitted,

*Raymond Fischer*  
Representative

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

004182402

## 33.

Oswald Fischer

Subscribed and sworn to before me this \_\_\_\_\_

*Representative*

State of Minnesota,  
 of Stearns

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

Dated this 2nd day of January, A. D. 1963

1890-1891

B. H. Beuning

## Appraisers

File No. 19,476

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,

Decedent

## Inventory and Appraisal

Total Personal - - \$.

Total Real Estate - - \$

Total Appraisal - - \$

Due service of the within inventory and appraisal is hereby admitted this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Deputy-Treasurer of  
County, Minnesota

Filed this 15th day of January A.D. 1963

January A. D. 1963

*Joselyn Hershovest*  
Probate Judge - Clerk

Attorney

No. 24870

004182403

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

State of Minnesota, }

County of Stearns

INHERITANCE TAX RETURN

Decedent Mary Fischer

Date of Death November 16, 1962

The undersigned hereby returns information concerning the decedent and concerning all transfers of property by the decedent or by reason of his death which may be subject to inheritance tax as defined by M. S. A., Chapter 291.

GENERAL INFORMATION

- (1) Decedent's residence at date of death Albany Stearns Minn.  
Street City State
- (2) Place of death Albany, Minn. Birthdate 1879 Place of birth Germany
- (3) Business or occupation Retired
- (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? None
- Give details of such claims in Schedule I or by separate affidavits.

INSTRUCTIONS

- STATUTES: The inheritance tax law appears in M. S. A., Chapter 291. 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.
- 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.
  - 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.
  - 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.
  - 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.
- 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.
- 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.
- 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.
- If space in any schedule is insufficient, additional schedules in like form may be attached.
- 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

00412404



# 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, Lief's Add. to St. Paul, Ramsey Co., Minn., 6000 Montclair Rd. St. Paul. Homestead. Mortgage, \$1,000.00	Mary Doe, wife	\$2,455.00	\$4,000.00
7-5-42	100 shares General Motors Co., common \$100 par Certificate No. 1392816	John Doe, son	N. Y. S. E. 75 1/4	\$7,550.00
	None			

Total (Col. 5.)	-	-	-	-	-	-	-	-	-
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.

This schedule should not include contracts reportable in Schedule III.

Date Taken Out	Description of Policy (Name of Company, No. of Policy)	Amount Paid or Payable at Death (Show Post Mortem Dividends Separately)	Beneficiary and Relationship to Decedent	If contract issued prior to 7-15-37 Did Decedent on 7-15-37 have right to:	
				1. Change Beneficiary†	2. Cash Surrender Value
	None				

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)

00412406

# 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, Oswald Fischer,  
~~the executor~~ / administrator 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 27  
 day of June, 1963.

(Signature) Oswald Fischer  
 Oswald Fischer

Notary Public, County of Stearns  
 My commission expires Jan. 16, 1967

(Address) Albany, Minn.

File No.

State of Minnesota,

County of Stearns

Re: Estate of

Mary Fischer,

Decedent

INHERITANCE TAX RETURN  
 DEPARTMENT OF TAXATION

Filed July 10th, 1963

Clerk of Probate Court

Attorney

Address

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.  
 No. 3853

00472407

State of Minnesota.

County of Stearns

} ss.

IN PROBATE COURT.

In the Matter of the Estate of

Mary Fischer,

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 9th 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 Attorney, John Knapp, 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 10th day of July, 1963, in the Albany Enterprise. 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	\$ 2,235.00
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$ 175.00
Cash from interest and profits	\$ 76.70
Cash from other sources, (Option in Will)	\$ 3,000.00
	\$
	\$
Total receipts from all sources	\$ 5,486.70

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 428.00
Expenses of last sickness	\$ 28.00
Funeral expenses	\$ 966.41
Taxes	\$ 128.79
Claims of creditors of decedent	\$
Legacies	\$ 400.00
	\$
	\$
Residue on hand for distribution	\$ 3,535.50
Total credits	\$ 5,486.70

00412408

No. 19,476

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Mary Fischer,

Decedent

Order Allowing Final Account.

Filed this 9th day of  
August, 19 63, and  
recorded in Book No. of Orders,  
on Page

*Joseph H. Johnson*  
Clerk/Judge of Probate.

No. 21608\*

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 9th, 1963.

By the Court,

*John Long*  
Probate Judge



State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

File No. 19,476

IN THE MATTER OF THE ESTATE OF

Mary Fischer,

Decedent.

## Final Decree of Distribution

The above entitled matter came on to be heard on the 9th day of August, 1963, 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, John Knapp

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 expenses/taxes determined by the Court to be due the State of Minnesota have been paid.

THIRD—That said decedent died testate on the 16th day of November, 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 \$3,535.50 comprising of the following items:

Cash

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

The North Four Hundred Fifty (450) feet of the East Four Hundred Eighty-four (484) feet of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Twenty-one (21), Township One Hundred Twenty-five (125) North of Range Thirty-one (31) West of Stearns County, Minnesota, and  
The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Twenty-one (21), of Township One Hundred Twenty-five (125) North of Range Thirty-one (31) West of Stearns County, Minnesota, excepting therefrom the North Four Hundred Fifty (450) feet of the East Four Hundred Eighty-four (484) feet of said tract.

(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 devisees

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

Oswald Fischer, Roman Fischer, Hildegard Fischer, Rosalia Gertken, Angeline Felling and Agatha Zierden, children of decedent, and Clarence Bloch, Marie Bloch and Janet Schaefer, children of Anna Bloch, deceased daughter of decedent.

NOW, THEREFORE, On motion of John Knapp, Attorney 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 each of the said Oswald Fischer, Roman Fischer, Hildegard Heinen, Rosalia Gertken and Angeline Felling, cash in the amount of \$589.25,

and to each of the said Clarence Bloch and Marie Bloch, cash in the amount of \$196.42, and to the said Janet Schaefer, cash in the amount of \$196.41, 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:

To the said Angeline Felling, the North Four Hundred Fifty (450) feet of the East Four Hundred Eighty-four (484) feet of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Twenty-one (21), Township One hundred Twenty-five (125) North of Range Thirty-one (31) West of Stearns County, Minnesota, and

To the said Agatha Zierden, The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Twenty-one (21), of Township One Hundred Twenty-five (125) North of Range Thirty-one (31) West of Stearns County, Minnesota, excepting therefrom the North Four Hundred Fifty (450) feet of the East Four Hundred Eighty-four (484) feet of said tract, in fee simple.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said above named person<sup>s</sup> their heirs and assigns; without 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 9th day of August, 1963

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 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 subscribed my name and affixed the Seal of said Court, at

in said County, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_ of the Probate Court.

File No. 19,476

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer,

Decedent.

Final Decree of Distribution

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.

Transfer entered this \_\_\_\_\_

day of \_\_\_\_\_, 19\_\_\_\_.

County Auditor.

By \_\_\_\_\_ Deputy.

Filed this 9th day of August \_\_\_\_\_,

1963, and recorded in Book 123 \_\_\_\_\_

of Decrees, page 294 \_\_\_\_\_

\_\_\_\_\_  
Judge - Clerk of Probate Court.



State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of Mary Fischer Deceased.

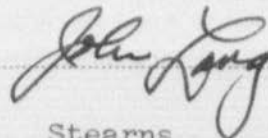
Whereas, It has been made to appear to the satisfaction of this Court that

Oswald Fischer

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 23rd day of October A. D. 19 63



Judge of Probate.

Stearns

County Minn.

00412414

## IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Mary Fischer,  
Deceased.Order Discharging Executor  
or Administrator and  
SuretiesFiled this 23rd day of  
October 19 63

Recorded in Book of Orders

Page

Roselyn L. Anderson  
Clerk/Judge of Probate.

No. 3580\*

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.

004182415

STATE OF MINNESOTA.

COUNTY OF STEARNS

RE ESTATE OF

Mary Fischer,

PROBATE COURT  
FILE NO 19,476

Decedent.  
IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on  
Friday, December 21st, 19 62, 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, March 29th, 19 63, at 9 o'clock  
A. M. by this court in the Court House in St. Cloud, Minn.

(SEAL)

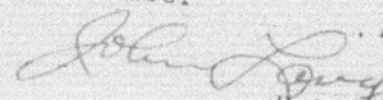
John Knapp,

Dated this 23rd

day of November

19 62

Attorney.

  
Probate Judge.

NOTE: Make this order in duplicate.

FILE No. 19,476

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

RE ESTATE OF

Mary Fischer,

*Decedent.*

ORDER FOR HEARING PETITION  
TO ADMIT WILL AND NOTICE  
TO CREDITORS

*Publish in* Albany Enterprise

*Hearing Will* Dec. 21st , 19 62

*Hearing Claims* March 29th , 19 63

FILED THIS 23rd DAY

OF 3rd 1962

*Walter J. Thompson*  
CLERK OF PROBATE



STATE OF MINNESOTA  
COUNTY OF STEARNS

Re Estate of

Harry J. Nelson,

Decedent.

PROBATE COURT

File No. 22,476

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be heard on Friday, August 14th 1953, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this 10th

day of July, 1953

1953

John Knight,

Attorney.

John Lang  
Probate Judge

NOTE: Make this order in duplicate.

File No. 79,476

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

Re Estate of

Mary Fischer,

Decedent.

Order for Examination of  
Final Account

Publish in Albany Enterprise

Hearing Aug. 9th, 1963 /195//

FILED THIS 10 DAY

OF July 1963

Pauline Gustafson

State of Minnesota,

County of Stearns

}

## IN PROBATE COURT

In the Matter of the Estate of

Mary Fischer,

Decedent

## ORDER LIMITING TIME

Letters Testamentary of said estate

this day having been granted unto Oswald Fischer

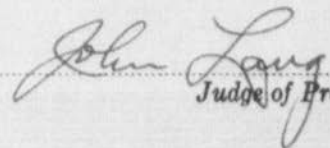
of said County, it is ordered that the said Oswald Fischer

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

By the Court,

Dated January 2nd, 19 63

(Court Seal)

  
Judge of Probate

004182420

19,476

**State of Minnesota,**

County of Stearns

**PROBATE COURT**

In the Matter of the Estate of

Mary Fischer,

Decedent.

**Order Limiting Time to  
Settle Estate**

Filed this 2nd day of

January, 1963, and

recorded in book

of Orders at Page

*Josephine M. Schaefer*  
Clerk—Judge of Probate



State of Minnesota,

} ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

County of Stearns

Mary Fischer

Decedent.

State of Minnesota,

} ss.

County of Stearns

John Knapp

being duly sworn, on oath says; that he is the attorney for the representative in the matter above entitled and has full knowledge of the facts herein set forth; that on the 22 day of July 19 63, he mailed a true copy of the printed order 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 Albany, 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 known 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

Oswald Fischer	Albany, Minn.	Children of deceased daughter, Anna Bloch	
Roman Fischer	Waite Park, Minn.	Clarence Bloch	Rockville, Minn.
Hildegard Heinen	Rockville, Minn.	Marie Bloch	Rockville, Minn.
Rosalia Gertken	Avon, Minn.	Janet Schaefer	Rockville, Minn.
Angeline Felling	1245 Portland Ave. St. Paul, Minn.		
Agatha Zierden	Albany, Minn.		

Subscribed and sworn to before me this 22 day of July, 19 63.

Loretta Knapp

Notary Public, Stearns County, Minn.

My commission expires July 29 19 68

John Knapp

004782422

19.476

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer  
Decedent.

### AFFIDAVIT OF SERVICE BY MAIL

Filed this 9th day of

August, 1963

Roselyn L. Luthaus  
Clerk ~~Judge~~ of Probate.

State of Minnesota  
County of Stearns

Probate Court  
File No. 19,476

Re Estate of Mary Fischer, Decedent.

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

Dated this 10th days of July, 1963.  
(Seal) John Lang

Probate Judge

John Knapp,  
Attorney.

j18-25a4

00412423

AFFIDAVIT OF PUBLICATION

State of Minnesota  
COUNTY OF STEARNS

ss.

State of Minnesota  
County of Stearns

Probate Court  
File No. 19,476

Re Estate of Mary Fischer, Dece-  
dent.

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

Dated this 10th days of July, 1963.  
(Seal)

John Lang  
Probate Judge

John Knapp,  
Attorney.

j18-25a1

H. M. Harren

being duly sworn, on oath says;  
that he is, and during all the time herein stated has been the publisher of the news-  
paper known as THE ALBANY ENTERPRISE and has full knowledge of the facts  
hereinafter stated; that for more than one year prior to the publication therein of  
the Final account & petition for examination

hereinafter described, said newspaper was printed and published in the Village of  
Albany, 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 know office of publication within the Village of Albany from which it  
purports to be issued as above stated and in newspaper format and in column and  
sheet form in space to at least 450 running inches of single column, two inches wide;  
has been issued each week from a known office established in said place of publi-  
cation and employing skilled workmen and equipped with the necessary material for  
preparing and printing the same, and the presswork on that part of the newspaper  
devoted to local news of interest to community which it purports to serve has been  
done in its known office of publication; 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.

Notice

That the hereto attached was cut from the  
columns of said newspaper, and was printed and published therein in the English  
language, once each week, for 3 successive weeks; that it was first  
published on Thursday the 18th day of July 1963;  
and thereafter on Thursday of each week to and including the 1st  
day of August, 1963; and that the following copy of the lower case  
alphabet from a to z both inclusive, and is hereby acknowledge as being the size and  
kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

*H. M. Harren*

Subscribed and sworn to before me this 7th day of August 1963

Justice of the peace

Notary Public,

Stearns

County, Minn.

My commission expires December 31 1964

00412424

19,476

STATE OF MINNESOTA }  
County of Stevens }

FROM: 10:37

In the Matter of the Estate of

Mary Fischer

Deceased - Ward

AFFIDAVIT OF PUBLICATION

FILED THIS 9th DAY

OF August A.D. 1963

*Frederick F. Fuglestad*  
CLERK OF PROBATE

004182425



State of Minnesota, }  
County of Stearns } ss.

File No. \_\_\_\_\_

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer

Decedent

Affidavit of Mailing of Order for Hearing

On Hearing for Administration or Probate of Will, if decedent was not born in the United States, mail one copy of order to Foreign Consul or Secretary of State.

State of Minnesota, }  
County of Stearns } ss.

County of Stearns

## ATTACH COPY OF ORDER HERE

State of Minnesota,  
County of Stearns

Probate Court  
File No. 19,476

Re Estate of Mary Fischer, Decedent.

IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on Friday, December 21st, 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, March 29th, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

Dated this 23rd day of November, 1962.

(Seal) John Lang  
Probate Judge

John Knapp,  
Attorney. N29-D6-13

John Knapp

being first duly sworn on oath deposes and says that  
on the 30 day of November, 19 62,

at Albany, Minn., in said County and State he mailed one copy of the Order hereto

attached in the above entitled matter, to

Secretary of State

(Secretary of State or Foreign Consul)

and to all the legatees and devisees and to all known known Heirs-at-law of said decedent, at their last known address, after exercising due diligence in ascertaining the correctness of said addresses, by placing a true and correct copy thereof in a sealed envelope, postage prepaid and depositing the same

in the U. S. mails at Village of Albany

and addressed to the following named persons:

NAME	STREET OR POST OFFICE	CITY	STATE
Oswald Fischer	Albany		Minnesota
Roman Fischer	Waite Park		Minnesota
Hildegard Heinen	Rockville		Minnesota
Rosalie Gortken	Avon		Minnesota
Angeline Felling	1245 Portland Ave. St. Paul, Minnesota		Minnesota
Agatha Zierden	Albany		Minnesota
CHILDREN OF DECEASED DAUGHTER * ANNA BLOCH			
Clarence Bloch	Rockville		Minnesota
Marie Bloch	Rockville		Minnesota
Janet Schaefer	Rockville		Minnesota

Subscribed and sworn to before me this 30th  
day of November, 19 62.

Loretta Knapp  
Notary Public, Stearns County, Minn.

My commission expires July 29, 1967

John Knapp

00412426

File No. 19,476

State of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mary Fischer,

Decedent

AFFIDAVIT OF MAILING

Filed December 21st, 1962

Joseph J. Anderson  
Probate Judge/Clerk

No. 3654

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Notary Public \_\_\_\_\_  
My commission expires \_\_\_\_\_, 19\_\_\_\_.

NAME \_\_\_\_\_  
STREET OR POST OFFICE \_\_\_\_\_  
CITY \_\_\_\_\_  
STATE \_\_\_\_\_

being first duly sworn on oath deposes and says that on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at \_\_\_\_\_ Minnesota, and addressed to the following:

County of \_\_\_\_\_ ss. **State of Minnesota,**

testator's intent.

in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in all estates where there is a will the following rule applies to the spouse who has not consented to the will:

(1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;

(2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.

(3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;

(4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;

(5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:

ALLOWANCES TO SPOUSE OR MINOR CHILDREN

AFFIDAVIT OF MAILING

12421400

STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT  
CITY OF ST. CLOUD

In the matter of the Estate of Mary Fischer, Decedent

PETITION

Your petitioner states to the Court as follows:

That the above named decedent died on the 16th day of November, 1962, and that in her Last Will and Testament she devised to her daughter, Agatha Fischer Zierden an option to buy the remaining acreage of the tract described in the fourth paragraph of her Last Will and Testament for the sum of \$3000.00.

That in accordance with the terms of said Last Will and Testament, Angeline Felling, has elected to take the following described tract.

The North Four Hundred Fifty (450) feet of the  
East Four Hundred Eighty Four (484) feet of the  
Southeast quarter of the Northeast quarter  
(SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty One (21), Township  
One Hundred Twenty Five (125) North of Range  
Thirty one (31) West of Stearns County, Minnesota.

That said Agatha Fischer Zierden has notified your petitioner of her intention to purchase the remaining 35 acres of land for the sum of \$3000.00 as provided for in the Last Will and Testament of the decedent, and has paid your petitioner the sum of \$3000.00, and that said Agatha Fischer Zierden is now entitled to such conveyance of land in accordance with the terms and conditions of said Last Will and Testament.

Wherefore, your petitioner prays that he, as executor of the said Estate, be directed by the Court to convey said real estate to Agatha Fischer Zierden in accordance with the terms and conditions of said Last Will and Testament.

Oswald Fischer

STATE OF MINNESOTA  
SS.  
COUNTY OF STEARNS

Oswald Fischer, being first duly sworn on oath says that he is the representative of the estate above specified; that he has read the foregoing petition; that he knows the contents of said petition, and that the same is true of his own knowledge.

Oswald Fischer

Subscribed and sworn to before me  
this 23 day of April, 1963.

John Knapp

Notary Public, Stearns Co., Minn.  
My Commission Expires April 15th, 1967

004182428

19,476

STATE OF MINNESOTA }  
County of Stearns }

PROBATE COURT  
In the Matter of the Estate of  
Mary Fischer,  
Decedent. *W.H.H.*

PETITION

FILED THIS 8th DAY

OF May A.D. 1963

*Boyle Kephau*  
CLERK OF PROBATE

004782429



STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT

In the matter of the Estate of  
Mary Fischer, Decedent.

PETITION

Angeline Felling, being first duly sworn deposes and says that she is a daughter of the decedent above named and that she is the same person referred to in the fourth paragraph of the Last Will and Testament of said decedent.

That pursuant to the terms and conditions of said Last Will and Testament your petitioner elects to receive the following described tract of land:

The North Four Hundred Fifty (450) feet of the  
East Four Hundred Eighty Four (484) feet of the  
Southeast quarter of the Northeast quarter  
(SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty One (21), Township  
One Hundred Twenty Five (125) North of Range  
Thirty One (31) West of Stearns County, Minn.

That this election was made in order to allow Agatha Fischer Zierden to exercise her option to purchase the remaining 35 acres of the tract described in the Last Will and Testament of the decedent.

Wherefore, your petitioner prays that in the final decree the Court convey to her the tract hereinabove described.

Angeline Felling

STATE OF MINNESOTA  
COUNTY OF ~~STEARNS~~ <sup>Ramsey</sup> SS.

Angeline Felling being first duly sworn on oath says, that she is the person who made and signed the foregoing petition, that she knows the contents of said petition and that the same is true of her own knowledge.

Angeline Felling

Subscribed and sworn to before me  
this 13<sup>th</sup> day of April, 1963.

Mildred A. Ryan  
Notary Public

MILDRED A. RYAN  
Notary Public, Ramsey County, Minn.  
My Commission Expires Mar. 1, 1964

004122430

19,476

STATE OF MINNESOTA }  
County of Stearns }

PROBATE COURT  
In the Matter of the Estate of  
Mary Fischer,

Decedent. #1111

Petition

FILED THIS 8th DAY

OF May

A.D. 1963

*Paul H. Kuylenstierna*  
CLERK OF PROBATE

004882431

STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT  
CITY OF ST. CLOUD

In the matter of the Estate of Mary Fischer, Decedent.

ORDER

Upon motion of John Knapp, Attorney for the Executor herein, and upon reading and filing of the petition of Angeline Felling electing to take the following described real estate in accordance with the terms of the Last Will and Testament of the decedent herein, to-wit:

*Angeline Felling* {  
The North Four Hundred Fifty (450) feet of the  
East Four Hundred Eighty Four (484) feet of the  
Southeast quarter of the Northeast quarter  
(SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty one (21), Township  
One Hundred Twenty Five (125) North of Range  
Thirty one (31) West of Stearns County, Minn.

And on reading and filing of the petition of the Executor relating that Agatha Fischer Zierden has exercised her option to purchase the remaining thirty five acres of the lands described in the Last Will and Testament of the decedent for the sum of Three Thousand and no/100 (\$3000.00) Dollars and further relating that the sum of \$3000.00 has been paid and requesting an order of this Court authorizing and directing the executor to convey the remaining 35 acres to Agatha Fischer Zierden in accordance with the terms of the Last Will and Testament of the decedent.

file final account in due course, whereby the Court may assign

It is ordered, that the executor herein be directed to ~~xxxxx~~ to Agatha

Fischer Zierden the following described tract:

*Agatha Fischer Zierden* {  
The Southeast quarter of the northeast quarter  
(SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Twenty one (21), of Town-  
ship One Hundred Twenty Five (125) North of  
Range Thirty one (31) West of Stearns County,  
Minnesota, excepting therefrom the North Four  
Hundred Fifty (450) feet of the east Four Hund-  
red Eight Four (484) feet of said tract.

Dated this 8th day of May, 1963.

BY THE COURT

*John Long*  
Judge of Probate

19,476

Mary Fischer,

////

ORDER

FILED THIS 8th DAY

OF May

A.D. 1963

CLERK OF PROBATE

00412433



## FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, } ss.  
 County of Stearns }

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer }  
 Decedent }

Final Account and Petition  
for Settlement

Date of death.....November 16, 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	- - - - -	\$ 2235.00	\$
Personal estate omitted from the inventory	- - - - -	\$	\$
Gain by sales above appraised value	- - - - -	\$	\$
Cash from sales of real estate	- - - - -	\$	\$
Cash from rent of real estate	- - - - -	\$ 175.00	\$
Cash from interest and profits	- - - - -	\$ 76.70	\$
Cash from other sources (Option in Will)	- - - - -	\$ 3000.00	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
Total receipts from all sources	- - - - -	\$ 5186.70	\$

	DISBURSEMENTS	Voucher Number
I. FAMILY		
Personal property selected by and turned over to surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Total	- - - - -	\$

	II. EXPENSES OF ADMINISTRATION	
Loss from sales of personal property at less than appraised valuation	- - - - -	\$
Cash paid to appraisers for services	- - - - -	\$ 30.00 K
Cash paid for publication of orders	- - - - -	\$ 18.00 K
Repairs to real estate	- - - - -	\$
Cash paid for insurance	- - - - -	\$
Expenses of representative	- - - - -	\$ 55.00 K
Compensation of representative	- - - - -	\$ 25.00 K
Fees of Attorney	- - - - -	\$ 280.00 K
Bond of Representative	- - - - -	\$ 16.00 K
Certified copies (Probate Court)	- - - - -	\$ 1.50 K
Register of Deeds, recording	- - - - -	\$ 2.50 K
	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Total expense of administration	- - - - -	\$ 428.00

00412434

### III. EXPENSES OF LAST SICKNESS

	VOUCHER NO.	AMOUNT
Cash paid for medical attendance	28.00	\$.....
Cash paid for medicines		\$.....
Cash paid for nursing		\$.....
Cash paid for hospital		\$.....
Total expenses of last sickness		\$..... 28.00 R

#### IV. FUNERAL EXPENSES

Cash paid for undertaker	-	-	-	-	-	-	-	-	-	-	\$.	925. <sup>00</sup>	R
Cash paid sexton	-	-	-	-	-	-	-	-	-	-	\$.	13. <sup>00</sup>	K
Cash paid for other necessary services	-	-	-	-	-	-	-	-	-	-	\$.	13. <sup>41</sup>	K
Cash paid for burial service	-	-	-	-	-	-	-	-	-	-	\$.	Paid	
Cash paid for monument	-	-	-	-	-	-	-	-	-	-	\$.	15. <sup>00</sup>	K
Cash paid to cemetery	-	-	-	-	-	-	-	-	-	-	\$.		
Total funeral expenses	-	-	-	-	-	-	-	-	-	-	\$.	966. <sup>41</sup>	

## 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]

## RECAPITULATION

		RECEIPTS	DISBURSEMENTS	Not to be filled in by Representative RECEIPTS
Total receipts from all sources - - - - -		\$ 5486.70		\$
Total disbursements and credits as follows:				Disbursements
1. Family - - - - -			\$	\$
2. Expenses of administration - - - - -			\$ 128.00	\$
3. Expenses of last sickness - - - - -			\$ 28.00	\$
4. Funeral Expenses - - - - -			\$ 966.17	\$
5. Taxes - - - - -			\$ 128.79	\$
6. Claims of creditors - - - - -			\$ 200.00	\$
7. Specific Legacies - - - - -			\$ 200.00	\$
8. Residue of personal prop. for distribution - - - - -			\$ 3535.50	\$
9. - - - - -			\$	\$
10. - - - - -			\$	\$
11. - - - - -			\$	\$
12. - - - - -			\$	\$
13. - - - - -			\$	\$
Total - - - - -		\$ 5486.70	\$ 5486.70	\$

FOURTH—That there is also belonging to said estate for distribution certain real estate as follows:

The homestead of said decedent, in the County of \_\_\_\_\_, State of Minnesota, described as follows:

(as described in Order dated 5/8/63)

None other than real

estate described in Order dated and  
filed in Probate Court, Stearns County  
on 5/8/63 being 2 parcels to each  
of 2 devisees respectively

Also these other tracts and parcels of land in the County of \_\_\_\_\_  
State of Minnesota, described as follows:

None

FOURTH (A)—Personal property for distribution consists of the following items: \_\_\_\_\_

Cash \$3535.50



FIFTH—That said decedent died on the 16 day of November, 19 62,

testate, and left h. ex. surviving.

Oswald Fischer, Albany, Minn.

Roman Fischer, Waite Park, Minn.

Hildegard Heinen, Rockville, Minn.

Rosalie Gertken, Avon, Minn.

Angeline Felling, 1245 Portland Ave., St. Paul, Minn.

Agatha Zierden, Albany, Minn. (does not share in residue)

Children of deceased daughter, Anna Bloch

Clarence Bloch, Rockville, Minn.

Marie Bloch, Rockville, Minn.

Janet Schaefer, Rockville, Minn.

who are the sole devisees

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 h. is 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 June 21,

19 63

Oswald Fischer  
Oswald Fischer

Petitioner

State of Minnesota,

ss.

County of Stearns

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 h. is own knowledge except as to those matters therein stated on h. is information and belief, and as to those matters he believes it to be true.

Subscribed and sworn to before me this

21 day of June, 19 63

John Knapp  
Stearns

Notary Public  
County, Minn.

Oswald Fischer  
Oswald Fischer

Representative

My commission expires Jan. 16, 19 67

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.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary Fischer

Decedent

Final Account and Petition for  
Hearing and Allowance  
Thereof

Attorney for Petitioner

Filed this 10th day of

July, 19 63

B. J. Buehler  
Clerk Judge of Probate

No. 3549\*

0041-2437



## FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, } ss.  
County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mary Fischer

Decedent

## Final Account and Petition for Settlement

Date of death.....November 16, 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	-	-	-	-	-	-	-	\$.	2235. <sup>00</sup>	\$.
Personal estate omitted from the inventory	-	-	-	-	-	-	-	\$.		\$.
Gain by sales above appraised value	-	-	-	-	-	-	-	\$.		\$.
Cash from sales of real estate	-	-	-	-	-	-	-	\$.		\$.
Cash from rent of real estate	-	-	-	-	-	-	-	\$.	175. <sup>00</sup>	\$.
Cash from interest and profits	-	-	-	-	-	-	-	\$.	76. <sup>79</sup>	\$.
Cash from other sources - (Option in Will)	-	-	-	-	-	-	-	\$.	3000. <sup>00</sup>	\$.
								\$.		\$.
								\$.		\$.
								\$.		\$.
								\$.		\$.
								\$.		\$.
Total receipts from all sources	-	-	-	-	-	-	-	\$.	5186. <sup>79</sup>	\$.

## DISBURSEMENTS

## I. FAMILY

Voucher  
Number[illegible]

## II. EXPENSES OF ADMINISTRATION

<i>Loss from sales of personal property at less than</i>	-	-	-	-	-	-	-	-	\$	.	\$
<i>appraised valuation -</i>	-	-	-	-	-	-	-	-	\$	30.00	\$
Cash paid to appraisers for services -	-	-	-	-	-	-	-	-	\$	18.00	\$
Cash paid for publication of orders -	-	-	-	-	-	-	-	-	\$		\$
Repairs to real estate -	-	-	-	-	-	-	-	-	\$		\$
Cash paid for insurance -	-	-	-	-	-	-	-	-	\$		\$
Expenses of representative -	-	-	-	-	-	-	-	-	\$	55.00	\$
Compensation of representative -	-	-	-	-	-	-	-	-	\$	25.00	\$
Fees of Attorney -	-	-	-	-	-	-	-	-	\$	280.00	\$
Bond of Representative -	-	-	-	-	-	-	-	-	\$	16.00	\$
Certified copies (Probate Court) -	-	-	-	-	-	-	-	-	\$	1.50	\$
Register of Deeds, recording -	-	-	-	-	-	-	-	-	\$	2.50	\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
	-	-	-	-	-	-	-	-	\$		\$
Total expense of administration -	-	-	-	-	-	-	-	-	\$	428.00	\$

### III. EXPENSES OF LAST SICKNESS

	VOUCHER NO.	AMOUNT
Cash paid for medical attendance	28.00	\$ 28.00
Cash paid for medicines		\$
Cash paid for nursing		\$
Cash paid for hospital		\$
Total expenses of last sickness		\$ 28.00

#### IV. FUNERAL EXPENSES

Cash paid for undertaker	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	925. <sup>00</sup>
Cash paid sexton	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	13. <sup>00</sup>
Cash paid for other necessary services	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	13. <sup>41</sup>
Cash paid for burial service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	Paid
Cash paid for monument	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	15. <sup>00</sup>
Cash paid to cemetery	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	
Total funeral expenses	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$	966. <sup>41</sup>

## 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

	VOUCHER NO.	AMOUNT
Agatha Zierden		\$ 200.00
Church of even Dolors of Albany, Minn.		\$ 200.00
		\$ .
		\$ .
		\$ .
		\$ .
		\$ .
		\$ .
		\$ .
		\$ .
Total legacies and bequests paid — — — — —		\$ 400.00

## RECAPITULATION

Not to be filled  
in by  
Representative  
RECEIPTS

	RECEIPTS	DISBURSEMENTS	Disbursements
Total receipts from all sources - - - - -	\$ 5486.70		\$
Total disbursements and credits as follows:			
1. Family - - - - -		\$ 128.00	\$
2. Expenses of administration - - - - -		\$ 28.00	\$
3. Expenses of last sickness - - - - -		\$ 966.41	\$
4. Funeral Expenses - - - - -		\$ 128.79	\$
5. Taxes - - - - -		\$ 200.00	\$
6. <del>Claims of creditors</del> Agatha Zierden \$200.00, Church of Seven Dolors, \$200.00	\$200.00	\$ 200.00	\$
7. Specific Legacies - - - - -		\$ 3535.50	\$
8. Residue of personal prop. for distribution - - - - -			\$
9. - - - - -			\$
10. - - - - -			\$
11. - - - - -			\$
12. - - - - -			\$
13. - - - - -			\$
Total - - - - -	\$ 5486.70	\$ 5436.70	\$

FOURTH—That there is also belonging to said estate for distribution certain real estate as follows:

The homestead of said decedent, in the County of \_\_\_\_\_, State of Minnesota,  
described as follows: \_\_\_\_\_

None

Also these other tracts and parcels of land in the County of \_\_\_\_\_,  
State of Minnesota, described as follows: \_\_\_\_\_

None

FOURTH (A)—Personal property for distribution consists of the following items: \_\_\_\_\_

None  
Cash \$3535.50



FIFTH—That said decedent died on the 16 day of November, 1962,

testate, and left ~~her~~ surviving

Oswald Fischer, Albany, Minn.  
 Roman Fischer, Waite Park, Minn.  
 Hildegard Heinen, Rockville, Minn.  
 Rosalia Gertken, Avon, Minn.  
 Angeline Felling, 1245 Portland Ave., St. Paul, Minn.  
 Agatha Zierden, Albany, Minn.

Children of deceased daughter, Anna Bloch

Clarence Bloch, Rockville, Minn.  
 Marie Bloch, Rockville, Minn.  
 Janet Schaefer, Rockville, Minn.

who are the sole devisees  
 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 June 21, 1963

Oswald Fischer  
 Oswald Fischer

Petitioner

State of Minnesota,

County of Stearns } ss.

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

21 day of June, 1963

Oswald Fischer  
 Oswald Fischer

Representative

John Knapp

Notary Public

Stearns

County, Minn.

My commission expires Jan. 16, 1967

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.

19476  
 State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary Fischer,

Decedent

Final Account and Petition for  
 Hearing and Allowance  
 Thereof

Attorney for Petitioner

Filed this 18th day of July, 1963

Clerk—Judge of Probate

No. 3549\*

00412441