



[Stearns County \(Minn.\)](#)  
[Probate Court: Probate case](#)  
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State of Minnesota,

Stearns

County of

## IN PROBATE COURT

In the Matter of the Guardianship of

Sophia J. Theisen, also known as Sophia

Theisen,

Alleged Incompetent.

19569  
PETITION FOR APPOINTMENT  
OF GUARDIAN OF INCOMPETENT

TO THE COURT ABOVE NAMED:

The petitioner herein represents and alleges:

their addresses are 1420 St. Germain Street, St. Cloud, Minnesota; they are  
 First—That his address is 211 2nd Avenue South, Sauk Rapids, Minnesota, and that he is  
 interested herein as follows, to-wit: as children of said alleged incompetent, and alleged incompetent.

Second—That said Sophia J. Theisen, as aforesaid, who is a resident of  
 Stearns County, Minnesota, and whose address is 1420 St. Germain Street  
 Minnesota, and who was born at Lesauk Township, Minnesota on the 25th  
 day of March, 1886 is incompetent to manage his person and estate by reason  
 of advanced age and deterioration of mental faculties, she is unable to manage her own  
 affairs.

Third—That the names and addresses of the nearest kindred of said alleged incompetent are as follows:

Name	Relationship	Address
Eugene Theisen	Son	1420 St. Germain Street St. Cloud, Minnesota
Marcella Bellmont	Daughter	211 2nd Avenue South Sauk Rapids, Minnesota
Marion Keller	Daughter	344 22nd Avenue North St. Cloud, Minnesota

Fourth—That said alleged incompetent is not married and that the name and address of his spouse is as follows:

Name	Address
None	

Fifth—That it is necessary and expedient that a guardian of the

estate and person of said incompetent be appointed.  
(Strike one if both are not desired)

Sixth—That the estimated value and general character of the property of said alleged incompetent are as follows, to-wit:

A. Personal Property of the estimated value, to-wit: - - - - - \$ 13,614.24

1. Household goods - - - - - \$

2. Wearing apparel - - - - - \$

3. Corporate stock - - - - - \$

4. Notes and bonds - - - - - \$

5. Cash - - - - - savings 11,500.00 \$ 13,614.24

6. Miscellaneous - - - - - \$

B. Real Property of the estimated value, to-wit: - - - - - \$ NONE

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 with buildings \$

City Property..... Lots without buildings \$

b. Rural Property..... acres improved land \$

Rural Property..... acres unimproved land \$

3. Rental value of said real property is - - - \$

Seventh—That the probable amount of debts of said alleged incompetent is \$ 200.00

Eighth—That Marcella Bellmont who is a resident of

Benton County, Minnesota, whose Post Office address is  
211 Second Avenue South  
Sauk Rapids, Minnesota, is a suitable and competent person to act as guardian  
her  
of said alleged incompetent and that his age is years and his occupation is

WHEREFORE YOUR PETITIONER PRAYS, That the Court appoint said

Marcella Bellmont or some other suitable and competent person, to be

the guardian of the person and estate of the said Sophia J. Theisen, as aforesaid.  
(Strike one if both are not desired)

Dated February 25th, 1963

X Sophia Theisen  
Eugene Theisen

Marcella Bellmont  
Marcella Bellmont Petitioner.

Marion Keller  
Marion Keller

0044 2473

# VERIFICATION

State of Minnesota,

County of Stearns

Sophia J. Theisen, also known as Sophia Theisen;  
Eugene Theisen, Marcella Bellmont & Marion Keller

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 those matters therein stated on information and belief, and as to those matters he believes it to be true.

X Sophia Theisen  
X Eugene Theisen  
Marcella Bellmont  
Marion Keller

Subscribed and sworn to before me this 25th

day of February 19 63

Harry E. Burns

Notary Public, County, Minnesota.

My Commission Expires July 18, 1965

## CONSENT OF GUARDIAN TO ACT

I, Marcella Bellmont of the Village of Sauk Rapids in the County of Benton State of Minnesota, do hereby consent to act as guardian of the and estate of Sophia J. Theisen, as aforesaid, during her disability, if appointed such guardian by the Court.

Marcella Bellmont  
Marcella Bellmont

Dated February 25th 19 63

## CONSENT

I, or we, hereby consent to the appointment of the guardian as herein petitioned for and waive notice of hearing thereon.

X Sophia Theisen  
Alleged Incompetent.

Subscribed and sworn to before me this 25th

day of February 19 63

Richard J. Rawlings

Notary Public, Stearns County, Minnesota.

My Commission Expires Jan. 8th 1966

My Commission Expires

Witnesses

Francis Theisen  
Richard J. Rawlings



File No. 19,569

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of

Sophia J. Theisen, etc.,

Incompetent.

PETITION FOR APPOINTMENT OF  
GUARDIAN OF INCOMPETENT

Filed February 27th 1963

Roselyn Luykhouse  
Probate Judge-Clerk.

No. 8754\*

5162 4600  
0044 2475

State of Minnesota, } ss.  
COUNTY OF Stearns

## IN PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF  
Sophia J. Theisen, also known as  
Sophia Theisen,  
Incompetent Ward.

## ORDER APPOINTING GUARDIAN

The above entitled matter came on to be heard and considered by the Court on the 27th  
day of February 1963, upon the petition of Sophia Theisen, Eugene Theisen,  
Marcella Bellmont and Marion Keller

praying that a guardian be appointed of the person and estate of the above named  
ward

and the Court having considered the said petition and evidence adduced in support thereof, and examined the files and records  
in said matter, finds the following facts, to-wit:

waived by the Court.

First—That notice of said hearing on said petition was duly as required by law by the service of the order of this Court  
for said hearing upon said

persons and the said Sophia J. Theisen

Second—That said Sophia J. Theisen  
is a resident of 1420 St. Germain Street, St. Cloud in said County of  
Stearns State of Minnesota; and is the owner of certain property described in said  
petition.

Third—That said Sophia J. Theisen is unable  
and incompetent to care for and manage her said property by reason of the facts and disabilities fol-  
lowing, to-wit: advanced age and deterioration of mental faculties.

Fourth—That Marcella Bellmont has consented to act as guardian.

(1)

Fifth—That Marcella Bellmont whose  
Post Office address is 211 Second Avenue South, Sauk Rapids, in the County of  
Benton State of Minnesota, is a suitable person to act as guardian of said  
ward.

It is Therefore Ordered, That the said Marcella Bellmont

be, and she hereby is, appointed guardian of the person and estate of said ward, and that before entering upon her duties as such guardian and before letters of guardianship be to her issued she take, subscribe and file in this Court the oath by law required and give bond to the Judge of this Court in the penal sum of Twelve Thousand and no/100 - - - - - Dollars, with sufficient sureties and conditioned according to law, to be approved by this Court.

(2)

Dated February 27th, 1963

*John Long*  
Judge of Probate Court.

Note (1) Insert conditions and need, if any, as to care, treatment, education, etc., under Section 7443-7444 General Statutes 1913.  
Note (2) Insert conditions, if any, as to care, treatment, maintenance, education, etc., under Section 7443-7444 General Statutes 1913.

19,569

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Thelsen, etc.,  
incompetent Ward.

Order Appointing Guardian

Filed this 27th day of  
February, 1963, and  
recorded in Book of orders, at  
page

*Brooklyn H. Harkness*  
Clerk - Judge of Probate.

No. 3481\*

00442477

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT,

## IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Theisen, also known as  
Sophia Theisen, Incompetent Ward.

## Letters of Guardianship

To Marcella Bellmont,

Greeting:

Whereas, You have been appointed Guardian of the person and estate of the above named ward, by the order of this Court, and have duly qualified according to law to act as such guardian.

Now Therefore, Reposing full faith and trust in your competency, ability and integrity, these Letters of Guardianship are issued to you by the Court, authorizing you to act as the guardian of the person and estate of the above named Ward, with full powers, duties and responsibilities incident to such trust according to law, during the disability of said Ward, or until the further orders of the Court in the premises.

As such Guardian, you are required to make and file in this Court a full and true inventory of all the property and estate of said Ward, within one month from the date hereof; to take possession and control of all the property and estate of said Ward, both real and personal, and the profits, emoluments and proceeds thereof, and safely keep, care for, manage, and conserve, invest and re-invest the same, as economically as possible; and, so far as necessary, apply the income and profits and personal property thereof to the suitable maintenance and support of said Ward and the payment of all the just debts of said Ward, if the same be sufficient therefor; and if the same be not sufficient, then out of the proceeds of the sale of real estate of said Ward, to be made under the order of this Court. And you are also authorized and required to collect, demand, sue for, and receive, all debts due said Ward, and to represent said Ward in all legal proceedings, and to compound debts due said Ward, with the approval of this Court, and discharge debtors so compounded with.

You are Further Required. At the end of each year of your said trust, and at such other times as the Court may require, and at the termination of your said trust to make and file in this Court full and true accounts, with full itemized statements, of all property received by you and remaining in your hands, of all expenditures and investments made by you, and of what remains in your hands, with full details of the condition and value thereof; and at the termination of your said trust to turn over and to deliver to said Ward, or to her legal representatives, all property and estate of said Ward then remaining in your hands.

Witness the Honorable John Lang

Judge of said Court, and the seal of said Court this

27th

day of

February

1963

*John Lang*  
Judge of Probate.

Note (1) If guardian is appointed of the person of Ward also, insert provisions for custody, care of, education, etc., according to Sec. 7442, 7443, and 7444, Chapter 74 General Statutes of Minnesota, 1913.



State of Minnesota,

} ss.

IN PROBATE COURT

County of \_\_\_\_\_

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 Guardianship 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 \_\_\_\_\_ this

\_\_\_\_\_ day of \_\_\_\_\_,

A. D. 19\_\_\_\_.

\_\_\_\_\_  
Probate Judge.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Sophia J. Theisen, etc.,  
Incompetent Ward.

Letters of Guardianship

Long Form

Filed this 27th day of  
February, 1963, and  
recorded in Book \_\_\_\_\_ of Letters,  
Page 427

*Joseph D. Haggan*  
Clerk - Judge of Probate.

No. 3021\*



Minnesota

# WESTERN SURETY COMPANY

*One of America's Oldest Bonding Companies*

KANSAS CITY - CHICAGO - SIOUX FALLS  
DALLAS - PAID ALTO

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

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of Sophia J. Theisen, also known as Sophia Theisen,

☐ Minor(s) ☒ Incompetent ☐ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID-22746

That we, Marcella Bellmont, 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 Honorable John Lang as Judge of Probate of the County of Stearns, Minnesota, in the sum of

Twelve Thousand and No/100 - - - - - (\$ 12,000.00 ) 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 Sophia J. Theisen, as aforesaid, 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

and its corporate seal to be hereto attached by authority of its Board of Directors, this 27th day of February, 19 63

Signed, Sealed and Delivered in Presence of  
Witness to Principal

X Marcella Bellmont  
Principal

Victoria Karsch  
Witness to Surety

Principal  
WESTERN SURETY COMPANY

By [Signature]  
Countersigned

By [Signature]  
Minnesota Resident Agent

### ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA

County of Stearns

On this 27th day of February, 19 63, before me personally appeared Marcella Bellmont, 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 [Signature], 19 63 Notary Public, Stearns County, Minnesota

### ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA

County of Minnehaha

On this 27th day of February, 19 63, before me appeared

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 [Signature], 19 63  
Notary Public, Minnehaha County, South Dakota



# APPROVAL

I hereby approve the within Bond and the Surety thereon, this 27th day of February, 1963

*John Lange*  
Probate Judge

## OATH OF REPRESENTATIVE GUARDIAN

STATE OF MINNESOTA }  
County of Stearns } ss

I, Marcella Bellmont do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Guardian of the Estate of the above named Sophia J. Theisen, aka Sophia Theisen to the best of my ability and according to law, so help me God.

x *Marcella Bellmont*

Subscribed and sworn to before me this 27th day of February, 1963  
My Commission Expires

*Victoria Weirbeck*  
Notary Public, County, Minnesota

VICTORIA WEIRBECK  
Notary Public, Stearns County, Minnesota  
My Commission Expires 26, 1967

WESTERN SURETY COMPANY  
One of America's Oldest Surety Companies  
KANSAS CITY, MISSOURI

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  
Sophia J. Theisen, etc.,

☐ Minor(s) ☒ Incompetent  
☐ Deceased

Filed the 27th day of February, 1963, and said bond recorded in Book of

Bonds, page of Probate Records.

Clerk  
*Rachel Hunsaker*  
Clerk ☐ Judge of Probate

State of Minnesota,  
County of Stearns

}

## PROBATE COURT

In the matter of the guardianship of Sophia J. Theisen, also known as Sophia Theisen  
Incompetent

## OATH OF APPRAISERS

State of Minnesota,  
County of

}

NONE REQUIRED

being each duly sworn, doth each for himself depose and say that he will honestly, faithfully and impartially discharge  
and execute the duties and trusts of appraiser of the real estate, and of all the goods, chattels, rights and credits of

of the County of in said State, and according to the best of his  
knowledge, judgment and ability.

Subscribed and sworn to before me this

day of , 19

Notary Public County, Minn.

My Commission Expires , 19

## INVENTORY AND APPRAISEMENT

Of all real estate, and all the goods, chattels, rights and credits and estates of

Sophia J. Theisen, as aforesaid,

which have come into the possession or to the knowledge of the undersigned guardian  
of said ward.

Dated this 27th day of February A. D., 1963

NO.	CLASS ONE—REAL ESTATE	REMARKS	VALUE
	NONE		1
TOTAL			

0044 2482



NO.	CLASS <del>4000</del> } Mortgage, Bonds, Notes and Other Written Evidence of Debt	REMARKS	VALUE
	NIL		
TOTAL			

NO.	CLASS SIX - All Other Personal Property	REMARKS	VALUE
	Zapp National Bank, St. Cloud, Minnesota		
	Checking account		2114 24
	Savings account		11500 00
TOTAL			13614 24
TOTAL APPRAISEMENT.			\$13614 24

X *Marcella Belmont*  
Marcella Belmont

} Guardian.....

# State of Minnesota,

County of

Stearns

Marcella Bellmont

being duly sworn, say that she is the guardian of the person and estate of Sophia J. Theisen, aka Sophia Theisen who is residing in the County of Stearns State of Minnesota; that the foregoing is a just and true inventory of all the real estate, and of all the goods, chattels, rights and credits belonging to the said incompetent which have come to her possession or knowledge; and that upon diligent inquiry she has not been able to discover any other property or estate belonging to the said Sophia J. Theisen, as aforesaid.

X Marcella Bellmont  
Marcella Bellmont

Subscribed and sworn to before me this 27th day of February A. D. 19 63

Notary Public, Stearns County, Minn.  
My Commission Expires July 15, 1965

Harry E. Burns  
Notary Public  
County, Minn  
My Commission Expires 19

We, the undersigned appraisers, do hereby certify that, having first taken and subscribed the oath hereto annexed, we have appraised all the property described and mentioned in the foregoing inventory, which has been to us exhibited, and have classified the different items under their respective heads, and have set down opposite each item, in figures, the value thereof in money, as by us determined, and have footed up the amount of each class and the total amount of the property so appraised.

Witness our hands this day of A. D. 19

NONE REQUIRED

Appraisers.

No. 19,569

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Theisen, etc.,

Incompetent

Inventory and Appraisement

Received and filed this 27th

day of February A. D. 19 63

Joseph H. Heston  
Clerk of Probate Court.

0044 2485

STATE OF MINNESOTA, }  
County of Stearns } ss.

# PROBATE COURT

File No. 19,569

Order Allowing ANNUAL Account

Re Guardianship of Sophia J. Theisen,  
also known as Sophia Theisen,

Incompetent Ward

The guardian, having accounted for every part of the estate according to law,

and a summary statement of the account being as follows:

Debits	- - - \$	15,505.24
Credits	- - - \$	5,509.18
Balance	- - - \$	9,996.06

IT IS ORDERED, that said annual account is hereby finally settled and allowed.

Dated May 25th, 1965

*John Long*  
Probate Judge.

(COURT SEAL)

0044 2486



No. 19,569

STATE OF MINNESOTA,

County of Stearns

PROBATE COURT

Re Guardianship of

Sophia J. Theisen, etc.,

Incompetent Ward

Order Allowing ANNUAL

Account

Recorded in Docket " " "

on page

Filed May 25th, 1965

*Carolyn Kephouse*

Clerk of Probate Court.

0044 2487

STATE OF MINNESOTA, }  
County of Stearns } ss.

# PROBATE COURT

File No. 19,569

Order Allowing Final Account

Re Guardianship of Sophia J. Theisen,  
also known as Sophia Theisen,

Incompetent Ward

The guardian, having accounted for every part of the estate according to law,

and a summary statement of the account being as follows:

Debits - - \$ 16,925.06

Credits - - \$ 11,897.49

Balance - \$ 5,027.57

IT IS ORDERED, that said final account is hereby finally settled and allowed.

Dated May 23rd, 19 67

Probate Judge

(COURT SEAL)

0044 2488

No. 19,569

STATE OF MINNESOTA,  
County of Stearns

PROBATE COURT

Re Guardianship of  
Sophia J. Theisen, etc.,

Incompetent Ward

Order Allowing Final  
Account

Recorded in Docket " " "  
on page

Filed May 23rd, 1967

*Isabel H. Hunsaker*

Clerk of Probate Court.

0044 2489

State of Minnesota,

IN PROBATE COURT

County of Stearns

} ss.

Special Term, May 23

, 19 67

IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Theisen, also known as Sophia  
Theisen, Incompetent Ward

On Reading and Filing the Petition, of Sophia Theisen, Marcella Bellmont, Eugene  
Theisen & Marion Keller, for/ the above named, Incompetent

and under the guardianship, representing that the said Sophia J. Theisen, as aforesaid,  
is of sound mind, and capable of taking care of ~~her~~ herself and her property, and praying to have the fact  
of ~~her~~ restoration to capacity judicially determined;

It appearing that personal notice of hearing of said petition has been given to  
Marcella Bellmont the guardian of the said above named.

The Court having found that the said Sophia J. Theisen, as aforesaid,  
is of sound mind, and capable of taking care of ~~her~~ herself and her property;

It is Therefore Ordered and Adjudged, That the said Sophia J. Theisen, as aforesaid,  
she be, and ~~he~~ is hereby, restored to capacity, and that  
the guardianship of the said Sophia J. Theisen, as aforesaid shall cease.

Dated at St. Cloud, Minnesota the 23rd day of  
May, A. D. 19 67.

By the Court:

*John Long*  
Judge of Probate

0044 2490

No. 19,569

## IN PROBATE COURT

County of Stearns

In the Matter of the Guardianship of

Sophia J. Theisen, etc.,  
Inc. Ward.

### Order Adjudging Restoration to Capacity

Filed the 23rd day of

May, A. D. 1967

Recorded in Book of Orders, on

page

*Paul H. Kishner*  
Clerk of Probate

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

In the Matter of the Estate of

Sophia J. Theisen, aka Sophia  
Theisen, Incompetent Ward

## Order Continuing Hearing

/ On file/applcation of / /

IT IS ORDERED, That the hearing for the removal of guardian in the above  
matter, be, and the same is hereby

continued to the 23rd day of May, 1967, at 3:00 o'clock A. M., at the

Office of the Probate Court, in the Court House, in the City of St. Cloud, Minnesota, and that said notice be given by  
file/

Dated this 16th day of May, 1967

*John Long*  
Judge of Probate.

00442492



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State of Minnesota.

County of Stearns

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PROBATE COURT

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In the Matter of the Estate of

Sophia J. Theisen, etc.,  
Inc. Ward

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Order Continuing Hearing

on Pet. Removal of Guardian

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Filed this 16th day of

May

, 19 67

*Bredyn Baylone*  
Clerk of Probate.

State of Minnesota.

County of Stearns

## IN PROBATE COURT

## IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Theisen, also known as Sophia Theisen.

Incompetent

Ward

The undersigned guardian of the above named ward hereby renders her annual account of said guardianship, covering the period from the 27th day of February 1963 to the 19th day of May 1965, to-wit:

The following is an itemized statement of all property  
in the hands of the guardian at the date of last account, to-wit:

The following is an itemized statement of all the property received by the guardian since the last account, to-wit:

<b>AS PER INVENTORY</b>		<b>\$ 13,614.24</b>
Checking account, Zapp National Bank, St. Cloud, Minnesota	\$2,114.24	-
Savings account, Zapp National Bank, St. Cloud, Minnesota	\$11,500.00	-
Social Security		\$ 1,040.00
Zapp National Bank, St. Cloud, Minnesota - Interest		\$ 851.00
July, 1963	\$215.00	-
January, 1964	215.00	-
July, 1964	215.00	-
January, 1965	206.00	-
		<b>\$ 15,905.24</b>
<b>Total Receipts</b>		<b>\$ 15,905.24</b>

The following is an itemized statement of all property expended since the date of the last account, to-wit:

Probate Court - Letters 2-28-63	\$	1.00	R
Bond premiums @ \$70.00 (Feb.1963-1964;1964-1965;1965-1966)	\$	210.00	R
Medical	\$	698.15	R
Fandel's and Herbergers - clothing, etc.	\$	61.47	R
Rent	\$	120.00	R
Northern States Power Company	\$	36.66	R
Madden Nursing Home (February and March, 1963)	\$	239.34	R
St. Raphael's Home (April, 1963 - May 1, 1965)	\$	3,915.00	R
Miscellaneous	\$	96.56	R
Check blanks	\$	6.00	R
Attorney fee (Setting up guardianship and preparing account)	\$	125.00	R
Guardian is not charging fee for herself, nor for her expenses incurred, as above named ward is her mother.			
Total Disbursements	\$	5,509.18	\$ 5,509.18
Receipts Less Disbursements or Amount on Hand			\$ 9,996.06

(Give date of securities, maturity, and interest rate)

Amount on Hand \$ 9,996.06

The following is a statement in detail of all property remaining in the hands of the guardian at the date hereof, with the estimated value of each item thereof, to-wit:

Savings Certificate #6441, Zapp National Bank, St. Cloud, Minnesota, dated 1-4-65	\$ 3,800.00
Savings Certificate #4565, Zapp National Bank, St. Cloud, Minnesota, dated 7-9-62	\$ 5,900.00
Checking account #670-784, Zapp National Bank, St. Cloud, Minnesota	\$ 696.06
	\$
	\$
	\$
	\$
	\$
Totals	\$ 9,996.06 \$ 9,996.06

That he has the above described property in his possession or under his control.

That his address is 211 Second Avenue South, Sauk Rapids, Minnesota

That the ward's address is St. Raphael's Home, St. Cloud, Minnesota

That the amount of bonds given by said guardian and his bondsmen and the names and addresses of the bondsmen are as follows:

NAME	ADDRESS	AMOUNT OF BOND
------	---------	----------------

That the name and amount of the surety bonds given are as follows:

NAME	AMOUNT OF BOND
Western Surety Company, Sioux Falls, South Dakota	\$12,000.00

That all of said personal bondsmen are alive and residents of this State and are worth the amount for which they justify over their exempt property and liabilities.

X Marcella Bellmont  
Marcella Bellmont Guardian.

State of Minnesota,

County of Stearns

Marcella Bellmont

being duly sworn, on oath say s that she is the guardian of the above named ward who made the foregoing account; that she has read the foregoing account and know s the contents thereof, and that the said account and statements herein are correct, just and true of her own knowledge.

X Marcella Bellmont  
Marcella Bellmont

Subscribed and sworn to before me this 20th day of May 19 65

HARRY E. BURNS  
Notary Public, Stearns County, Minn.  
My Commission Expires July 18, 1967

X Harry E. Burns  
Harry E. Burns Notary Public, Minnesota  
My Commission Expires 19

No. 19,569

IN PROBATE COURT

County of Stearns

In the Matter of the Guardianship of

Sophia J. Theisen, etc.,

Inc. Ward.

ANNUAL ACCOUNT OF  
GUARDIAN

From To

Balance on hand 19

19 \$

Filed this 25th day of

May, A. D. 19 65

Robert H. Johnson  
Clerk of Probate.

No. 3376\*

STATE OF MINNESOTA  
COUNTY OF STEARNS

} ss

IN PROBATE COURT

In the Matter of the Guardianship  
of Sophia J. Theisen, also known  
as Sophia Theisen,  
Incompetent Ward

Probate File #19,369  
Social Security No.  
471-35-7967-D (Val Theisen)

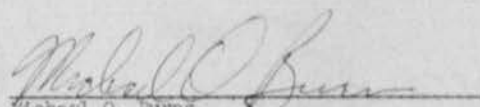
PETITION FOR REMOVAL OF GUARDIAN

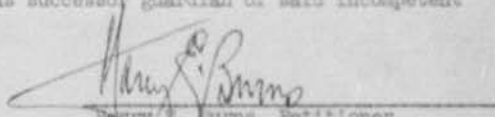
TO THE ABOVE NAMED COURT:

Your petitioner respectfully represents:

- I. That he is interested in the above guardianship in this that he is attorney for Marcella Bellmont, the duly qualified and acting guardian of said ward.
- II. That ever since February 27th, 1963, Marcella Bellmont has been and now is the guardian of her mother, the above named ward, duly qualified and acting as such under Letters of Guardianship duly issued to her by this Court on that day.
- III. That said Marcella Bellmont is unsuitable to act as such guardian by reason of the following facts:
  - A. That she has failed to make an accounting in said guardianship since May 19th, 1963, even though your petitioner had made numerous requests to said guardian to make an annual accounting to the Court, as provided by statute.
  - B. That she has failed to furnish the Social Security Administration with requested information, regarding said ward who is receiving Social Security Benefits, even though said Social Security Administration had made numerous requests to said Marcella Bellmont to furnish the same.
  - C. That she has failed to pay surety bond premiums from February 27th, 1966 to February 27th, 1967, and from February 27th, 1967 to February 27th, 1968, at the rate of Seventy Dollars (\$70.00) per year, for a total of One Hundred Forty Dollars (\$140.00) due to-date.
  - D. That attached hereto, marked Exhibit A, and made a part of this petition is copy of letter mailed to Marcella Bellmont, under date of January 25th, 1967.
- IV. That said guardianship has not been fully administered.
- V. That the post office address of your petitioner is 111 Ninth Avenue North, St. Cloud, Stearns County, Minnesota 56301.

WHEREFORE, Your petitioner prays that said guardian be removed and her Letters of Guardianship be revoked; that she be ordered to make an accounting of her said guardianship from May 19th, 1963 to-date; that she be ordered to furnish the necessary information to the Social Security Administration; that she be ordered to pay the bond premiums due in the sum of One Hundred Forty Dollars (\$140.00); and that some neutral party be appointed by the Court as successor guardian of said incompetent ward.

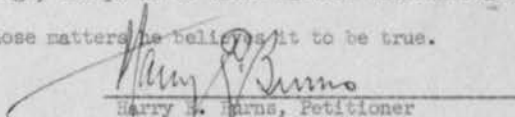
  
Michael O. Burns  
Attorney for Petitioner  
111 Minth Avenue North  
St. Cloud, Minnesota 56301

  
Harry E. Burns, Petitioner


VERIFICATION

State of Minnesota }  
County of Stearns } ss

HARRY E. BURNS, being duly sworn, says that he is the petitioner of the foregoing petition; that he has read said petition and knows the contents thereof; that the same is true of his own knowledge, except as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

  
Harry E. Burns, Petitioner

Subscribed and sworn to before me  
this 30th day of March, 1967.

  
(Victoria Weisbrick) Notary Public

VICTORIA WEISBRICK  
Notary Public, Stearns County, Minnesota  
My Commission Expires October 20, 1968

January 25th, 1967

Mrs. Marcella Bellmont  
211 Second Avenue South  
Sault Rapids, Minnesota 56379

Re: In the Matter of the Guardianship of Sophia Thiesen, Ward

Stearns County Probate File #19,569

(Social Security No. 471-36-7967-D)  
(Val Thiesen)

Dear Mrs. Bellmont:

This letter is being sent to you, as the last notice for you to come in with your records, in order make an accounting of your Mother's guardianship.

Your last accounting covered the period from February 27th, 1963 to the 19th day of May, 1965.

On June 30th, 1966, this office wrote you to come in and make your accounting, because the Social Security Office here in St. Cloud, requested the same.

On August 12th, 1966, Harry E. Burns phoned your home, but learned you were on vacation, and he left a message for you to contact him upon your return home.

On August 15th, 1966, Harry E. Burns sent a letter to the local Social Security Office, Xerox copy of which is herewith enclosed and which is self-explanatory.

Today Mr. Hierengarten, from the local Social Security Office phoned us again, regarding your failure to make an accounting, as requested and as you had promised to do. We again requested you today to come in, and make an accounting, and you promised to do so "possibly next week."

Surety bond premium, of \$70.00, covering the period from February 27, 1966 to February 27th, 1967 has not been paid. There will be another bond premium of \$70.00 coming due February 27th, 1967, covering the period of February 27th, 1967 to February 27th, 1968.

A copy of this letter is being sent to the Honorable John Lang, Judge of Probate Court for Stearns County, Minnesota, so the Court will be apprised of the status of this guardianship so it can advise us how to proceed in the matter.

A copy of this letter is also being sent to the local Social Security Office.

We are sorry that it has become necessary to take such drastic steps, but your failure to comply with our many requests for you to make an accounting, has left us no alternative.

Very truly yours,  
BURNS, BURNS, RAWLINGS & BURNS

By MICHAEL O. BURNS

MOB:VW

cc Honorable John Lang, Probate Judge

Social Security Office - *Allen Mike Hierengarten*



PROBATE FILE # 19,569

STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE GUARDIAN-  
SHIP OF SOPHIA J. THEISEN, ALSO  
KNOWN AS SOPHIA THEISEN,  
INCOMPETENT WARD

PETITION FOR REMOVAL OF GUARDIAN

FILED THIS 70th DAY  
OF April A.D. 1927

Forsyth B. Johnson  
CLERK OF PROBATE

004462499

STATE OF MINNESOTA

COUNTY OF STEARNS

} SS

IN PROBATE COURT

In the Matter of the Guardianship  
of Sophia J. Theisen, also known  
as Sophia Theisen,  
Incompetent Ward

ORDER FOR HEARING AND FOR CITATION ON  
PETITION FOR REMOVAL OF GUARDIAN

The petition of Harry E. Burns, praying for the removal of Marcella Bellmont,  
as guardian of the above named incompetent ward, having been filed herein on the  
3/24 day of March, 1967,

IT IS ORDERED That the same be heard before the Court, at its Court Room,  
in the Court House, in the City of St. Cloud, Stearns County, Minnesota, on the  
16th day of May, 1967, at 10:00 o'clock in the  
fore noon, and that notice thereof be given by serving a citation upon said  
Marcella Bellmont personally, or by leaving a copy thereof at her usual place of  
abode with some person of suitable age and discretion then resident therein, and by  
serving by mail copies of said citation upon the following:

Social Security Administration  
District Office  
Federal Building  
St. Cloud, Minnesota 56301

Western Surety Company  
908 West Avenue North  
Sioux Falls, South Dakota 57101

Eugene Theisen  
(son of incompetent ward)  
1420 1/2 St. Germain Street  
St. Cloud, Minnesota 56301

Marion Keller  
(daughter of incompetent ward)  
344 North 22nd Avenue  
St. Cloud, Minnesota 56301

LET CITATION ISSUE ACCORDINGLY.

Dated at St. Cloud, Minnesota, this 10th day of April, 1967.

John Long  
Probate Judge



PROBATE FILE # 19,309

1957  
STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE GUARDIAN-  
SHIP OF SOPHIA J. THEISEN, ALSO  
KNOWN AS SOPHIA THEISEN,  
INCOMPETENT WARD

ORDER FOR HEARING AND FOR  
CITATION ON PETITION FOR  
REMOVAL OF GUARDIAN

FILED THIS 10th DAY  
OF April A.D. 1967

*Frederick G. Gundersen*  
CLERK OF PROBATE

00442501

STATE OF MINNESOTA  
COUNTY OF STEARNS

}  
SS  
}

PROBATE COURT FILE #19,569  
Soc.Sec.Claim #471-36-7967-D

IN PROBATE COURT

In the Matter of the Guardianship  
of Sophia J. Theisen, also known as  
Sophia Theisen,  
Incompetent Ward

WAIVER OF FINAL HEARING

The above Court, having set a time for hearing in the above entitled matter, for Tuesday, May 23rd, 1967, at 3:00 o'clock,

We, and each of us, by these presents, waive the opportunity to be there in person, and have no objections to what the Court may do in the matter.

Dated at St. Cloud, Minnesota, this 22nd, day of May, 1967.

Eugene Theisen  
Eugene Theisen, Son of Ward

Marion Keller  
Marion Keller, Daughter of Ward

VERIFICATION

State of Minnesota }  
County of Stearns } ss

EUGENE THEISEN AND MARION KELLER each, being duly sworn on oath, says that they are the persons who signed the foregoing, that they have read the same and know the contents thereof, and that the same is true to their own knowledge, except as to those matters which are therein stated on information and belief and as to those matters they believe the same to be true, and that the foregoing is made of their own free act and deed.

Eugene Theisen  
Eugene Theisen

Marion Keller  
Marion Keller

Subscribed and sworn to before me, this 22nd day of May, 1967.

Harry E. Burns  
(Harry E. Burns) Notary Public

HARRY E. BURNS  
Notary Public, Stearns County, Minn.  
My Commission Expires July 18, 1969

STATE OF MINNESOTA

COUNTY OF STEARNS

} SS

IN PROBATE COURT

In the Matter of the Guardianship  
of Sophia J. Theisen, also known as  
Sophia Theisen,  
Incompetent Ward

TO THE ABOVE COURT:

As of May 15th, 1967, Dr. R. T. Petersen, M.D., has stated that the above named ward is capable mentally to handle her own affairs; that he has known and seen her for many years, as a patient.

In submitting a final account to the Probate Court, it has developed that there is a shortage, in the guardianship account, in the sum of Four Thousand Fourteen and 02/100 Dollars (\$4,014.02); and it is agreeable and satisfactory with us that the guardian be held harmless, providing she gives her promissory note in favor of Sophia J. Theisen, also known as Sophia Theisen, in the sum of Four Thousand Fourteen and 02/100 Dollars (\$4,014.02), payable on demand with interest at the rate of five per cent (5%) per annum.

This is so that the above guardianship can be closed out, and, in signing this, we fully realize each and every matter and thing connected there with.

Dated this 15th day of May, 1967.

Eugene Theisen  
Eugene Theisen, Son of Ward

Marion Keller  
Marion Keller, Daughter of Ward

Sophia Theisen  
Sophia Theisen, Ward

Marcella Belmont  
Marcella Belmont, guardian and daughter  
of Ward

State of Minnesota     }  
                              }ss  
County of Stearns     }

EUGENE THEISEN, MARION KELLER, SOPHIA THEISEN AND MARCELLA  
BELLMONT, each, being duly sworn on oath, says they are the persons  
who signed the foregoing, that they have read the same and know the  
contents thereof, and the same is true to their own knowledge, except  
as to those matters, which are therein stated on information and belief,  
and as to those matters they believe the same to be true.

Eugene Theisen  
Eugene Theisen

Marion Keller  
Marion Keller

Sophia Theisen  
Sophia Theisen

Marcella Belmont  
Marcella Belmont

Subscribed and sworn to before me this 15th day of May,  
1967.

Harry E. Burns  
Harry E. Burns, Notary Public

HARRY E. BURNS  
Notary Public, Stearns County, Minn.  
My Commission Expires July 18, 1969

FILE NO. 19,569

STATE OF MINNESOTA  
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE  
GUARDIANSHIP OF SOPHIA  
J. THEISEN, ALSO KNOWN  
AS SOPHIA THEISEN,  
INCOMPETENT WARD

FILED THIS 22nd DAY OF

May, 1967

Roselyn H. Housley  
Clerk-Judge of Probate

004482505

## STATE OF MINNESOTA,

County of Stearns

 PROBATE COURT FILE #19,569  
 Soc.Sec.Claim #471-36-7967-D  
 IN PROBATE COURT

In the Matter of the Guardianship

of

 Sophia J. Theisen, also known as  
 Sophia Theisen,

Final Account.

Incompetent Ward.

Marcella Bellmont,

As Guardian

In Account with said Ward

The following is an itemized statement of all property received by her during the period of administration of the estate of said Ward as shown by the annual accounts filed herein, as follows, to-wit:

Accounting periods

2-27-63 to 5-19-65

5-19-65 to-date

Social Security - - - - - \$357.00

Interest - - - - - \$462.82

## RECEIPTS

\$

15,505.24

1,419.82

TOTAL

\$ 16,925.06





GENERAL PRACTICE  
P. L. HALENBECK, M. D.  
R. T. PETERSEN, M. D.

SURGERY  
C. B. THURINGER, M. D.

INTERNAL MEDICINE  
T. H. LUBY, M. D.

OBSTETRICS & GYNECOLOGY  
A. T. ROZYCKI, M. D.

DISEASES OF CHILDREN  
D. C. HECKMAN, M. D.

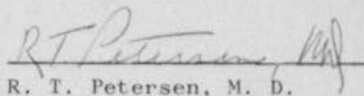
st. germain at thirteenth - ST. CLOUD MEDICAL GROUP - st. cloud, minnesota

May 15, 1967

TO WHOM IT MAY CONCERN:

Mrs. Sophie Theisen is, in my opinion, competent mentally to handle her own business affairs. I have known and seen her for many years as a patient.

Signed:

  
R. T. Petersen, M. D.

RTP:ch



STATE OF MINNESOTA,

County of Stearns

Marcella Bellmont, as guardian and as daughter of said ward; Sophia Theisen, as ward; Eugene Theisen, as son of said ward; and Marion Keller, as daughter of said ward; each

being duly sworn, on their

oath says that ~~the guardian of the above named Ward~~ that the foregoing is a just, true and correct account of said guardianship in the above entitled matter and of the amount of money and property received by the guardian and remaining in her hands, and of all money and property disbursed by her and of all money invested by her for said Ward, and of all her expenditures as such Guardian

X Sophia Theisen  
Sophia Theisen  
X Marcella Bellmont  
Marcella Bellmont

Subscribed and sworn to before me this 15th

X Eugene Theisen  
Eugene Theisen  
X Marion Keller  
Marion Keller

day of May

A. D. 1967

Harry E. Burns  
Harry E. Burns

Notary Public,

County, Minnesota.

My Commission expires

19

HARRY E. BURNS

Notary Public, Stearns County, Minn.

My Commission Expires July 18, 1967

STATE OF MINNESOTA,

County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of

Sophia J. Theisen, also known as Sophia Theisen, Incompetent Ward

Petition for Allowance of Final Account,

and

For Restoration to Capacity of Ward

To the Probate Court of Stearns

County, Minnesota:

Your petitioner respectfully represent and state ~~that the guardian of the above named Ward~~ as follows: that Marcella Bellmont is the guardian and the daughter of said ward; Sophia Theisen is the ward; Eugene Theisen is the son of said ward; and Marion Keller is the daughter of said ward, and, according to law they are all the persons interested herein; that the said ward is competent mentally to handle her own business, and her own affairs, as shown by the statement of Dr. R. T. Petersen, M.D., dated May 15th, 1967, which statement is marked Exhibit A, attached hereto and made a part hereof;

and that the said guardianship and trust is thereby terminated; that said guardian herewith present and files her final account of said guardianship and trust, and petition that said Court issue its order fixing a time and place for the examination and allowance of said account and the settlement of the same, and prescribing the manner of the service of said order upon said Ward, and all other persons interested in said guardianship, according to law, allowing said account, discharging said guardian and cancelling her bond, and judicially restoring said ward to capacity.

X Sophia Theisen  
Sophia Theisen

X Eugene Theisen  
Eugene Theisen

X Marcella Bellmont  
Marcella Bellmont

X Marion Keller  
Marion Keller

Petitioner

Dated May 15th, 1967

STATE OF MINNESOTA,

County of Stearns

Marcella Bellmont, Sophia Theisen, Eugene Theisen and Marion Keller, each

they are

being duly sworn on their

oath say that the petitioner who made and signed the foregoing petition, and that they have read the same and know the contents thereof, that the said petition is true of their knowledge.

Your petitioners further state that by an Order of this Court, made on the 27th day of February, 1963, said ward was adjudged to be incompetent and Marcella Bellmont, of the Village of Sauk Rapids, Benton County, Minnesota, was duly appointed her guardian and accepted the trust; that said appointment has never been revoked; and that the said Marcella Bellmont still continues to have the custody of the person of said ward, and the control and management of her estate:

0044 2509

That the said ward is now of sound mind and capable of taking care of herself, and her property, as shown by the statement of Dr. R. T. Petersen, M.D., dated May 15th, 1967, which statement is marked Exhibit A, attached hereto and made a part hereof.

YOUR PETITIONERS, THEREFORE, PRAY the Court to allow said final account, to discharge said guardian, to cancel her bond, and to have the fact of the restoration to capacity of said ward judicially determined.

Your petitioners further state that said petition for allowance of final account and for restoration to capacity of ward is true of their own knowledge, save as to those matters therein stated on information and belief, and as to those matters they believe the same to be true.

X Sophia Thelsen  
Sophia Thelsen

X Eugene Thelsen  
Eugene Thelsen

Subscribed and sworn to before me this 15th

X Marion Kellow  
Marion Kellow Petitioner

X Marcella Bellmont  
Marcella Bellmont  
Day of May A. D. 19 67

Harry E. Burns  
Harry E. Burns  
Notary Public, County, Minnesota

My Commission expires 19

HARRY E. BURNS  
Notary Public, Stearns County, Minn.  
My Commission Expires July 18, 1968

19,569

State of Minnesota, } ss.  
County of Stearns

## Probate Court

IN THE MATTER OF THE GUARDIANSHIP OF

Sophia J. Thelsen, etc.,  
Incompetent Ward

### Final Account of Guardian

Filed this 22nd day of May, 19 67

Josephine Thelsen  
Clerk - Office of Probate.

No. 4882

0044 2510

State of Minnesota, } ss.  
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Charles R. Gray

Decedent.

19 570  
Petition for Allowance and Probate of Will  
and Summary Assignment or Distribution

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 Sauk Centre 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 Heir at Law

SECOND—That said decedent was born in the Country of Canada and died at Sauk Centre County of Stearns, State of Minnesota, on the 19th day of January, 19 61, aged 89 years and at the time of his death was a native of Sauk Centre and a citizen of the Country of United States and a resident of Sauk Centre 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 \$ NONE divided as follows:

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

That said estate also included real estate consisting only of the homestead of said decedent of the estimated worth and probable value of \$ situated at Sauk Centre in said County of Stearns, State of Minnesota, containing .25 acres and described as follows, viz.:

(Give complete description of homestead, acreage must be given and size of Lots.)

The North 55 ft. of the East one-half of Lot 42, of Auditors Subdivision, of the North one-half of Section 15, Township 126, Range 34, and the North 10 ft. of the East 236 ft. of the South 110 ft. of the said Lot 42; subject to easement across the North 110 ft. of the South 110 ft. of the east 236 ft. of the said Lot 42 as set forth in Book 287 of Deeds, page 5.

Val & J. J. J.

FIFTH—That the probable amount of debts of decedent is \$ NONE consisting of

Orinda M. Gray, wife of Decedent is named the Executrix in the Last Will and Testament, of the said Decedent. Due to advanced age she is unable to act as Executrix or to appear in this proceeding.

[illegible]

Harold E Gray  
Petitioner.

be true.  
Harold C Gray

Notary Public, Stearns County, Minn.  
My Commission Expires Oct. 15, 1968.

*Probate Affidavit—Clerk.*

STATE OF MINNESOTA  
COUNTY OF STEARNS

PROBATE COURT

File No. 19,570

Re Estate of

Charles R. Gray,

Decedent.

IT IS ORDERED that the petition filed herein—to admit to probate the last will of decedent and—  
for summary assignment of said estate be heard on Friday March 29th, 1963 /W/  
at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Dated this 1st day of March 1963 AM/-

John W. Meyer,

Attorney.

*John W. Meyer*  
Probate Judge



NOTE: Make this order in duplicate

File No. 19,570

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

Re Estate of

Charles E. Gray,

Decedent.

Order for Hearing on  
Summary Assignment

Publish in Sauk Centre Herald

Hearing March 29th, 1963 *1944*

FILED THIS *12th* DAY  
OF *March* A.D. 19*63*  
*Joseph H. Hulse*  
CLERK OF PROBATE

0045 2514

# PRINTERS' AFFIDAVIT OF PUBLICATION

Sec. 331.02 & 331.06 Minnesota G. S. 1949

## Order For Hearing on Summary Assignment,

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

File No. 19,579

RE ESTATE OF Charles R.  
Gray, Decedent.

IT IS ORDERED that the petition filed herein—to admit to probate the last will of decedent and—for summary assignment of said estate 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 1st day of March, 1963.

JOHN LANG,  
Probate Judge

(SEAL)

JOHN W. MEYER, Attorney  
(Published in the Sauk Centre Herald March 7-14-21, 1963)

STATE OF MINNESOTA }  
COUNTY OF STEARNS } SS

Herman A. Olson, being first duly sworn, deposes and says:—That he is and at all times herein mentioned has been the President

of Sauk Centre Publishers, Incorporated, a corporation under the laws of Minnesota, and makes this Affidavit on its behalf, and has personal knowledge of the facts herein stated; that, during all said time, said corporation was and still is, the proprietor, printer and publisher of the Sauk Centre Herald, which was, during all said time, and still is, a weekly newspaper printed in the English language from its known office of publication within the City of Sauk Centre, in Stearns County, Minnesota, from which it purports, and during all of said time has purported, to be issued.

### Hearing on Summary Assignment

That the hereto attached, and made a part hereof, was cut and taken from the columns of said newspaper, and was printed and published in... 3... successive and consecutive weeks, once each week, and was first printed and published in said newspaper on Thursday, the... 7... day of... March... 1963... and was thereafter printed and published in said newspaper on each and every succeeding Thursday until and including Thursday, the... 21... day of... March... 1963...

That for more than one year before the commencement of said publication therein, and, during said publication, the following things have been done and happened and the following situation, facts and conditions have existed and still exist as to the said newspaper and its publication, to-wit:—It has been, issued in newspaper format and in column and sheet form, equivalent in space to at least 450 running inches of single column, two inches wide, at least once each week, from its known office (to-wit 310 Fourth Street South in said City), established in and at such place, for such publication, and employing skilled workmen and the necessary material for preparing and printing the same; it has had and has all of the press work on and of the said newspaper, done at its said known office of publication; it has had and has 25% of its news columns devoted to local news of interest to the community which it purports to serve and also has contained and contains general news, comment, and miscellany, and has not wholly duplicated and does not wholly duplicate any other publication; and it has not been and is not entirely made up of patents, plate matter and advertisements; that it has been and is circulated in and near its place of publication, to the extent of at least 240 copies regularly delivered to paying subscribers; it has had and has entry as second class matter in its local Post Office; it has had and has on file in the office of the County Auditor of said County of Stearns, the Affidavit of a person having knowledge of the facts, showing the name and location of the said newspaper and the existence of its qualifications as a legal newspaper, in accordance with the laws of Minnesota.

That the following is a printed copy of the lower case alphabet from a to z 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

39.63 Subscribed and sworn to before me, this 21st day of March, 1963.

*Herman A. Olson*  
*John W. Meyer*

ART MYRUM

NOTARY PUBLIC, STEARNS COUNTY, MINN.  
MY COMMISSION EXPIRES FEB. 18, 1971

0045 2515



19,570

Affidavit of Publication

of

Sauk Centre Herald

Of the estate of

Charles R. Gray, Decedent

FILED THIS 26th DAY  
OF March 1963

*Rodolph Kephau*  
CLERK OF PROBATE

0045 2516



## AFFIDAVIT OF MAILING

## ALLOWANCES TO SPOUSE OR MINOR CHILDREN

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.

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 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of Stearns

ss.

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:

NAME

STREET OR POST OFFICE

CITY

STATE

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

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

Notary Public

County, Minn.

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

File No. 19,570

State of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Charles R. Gray

Decedent

AFFIDAVIT OF MAILING

Filed March 13th, 19 63

*Paul J. Kuehner*  
Probate Judge - Clerk

State of Minnesota, }  
County of Stearns } ss.

# IN PROBATE COURT.

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

Charles R. Gray

Proof of Will

Decedent.

State of Minnesota, }  
County of Stearns } ss.

Dave DuBois

, 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

February

A. D. 19 51, and purporting to be the Last Will and Testament of

Charles R. Gray

of the County

of Stearns and State of Minnesota now here presented

for probate; that Dave DuBois knew

and was well acquainted with the said Decedent, in his lifetime and at the time of his death, that on the day

and date of said instrument, to-wit, the day of February

A. D. 19 51, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared

by the said decedent, to be his Last Will and Testament in the presence of deponent and of

L. L. Kells

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

L. L. Kells

the other subscribing witness did then and there, in the presence of the said decedent, and at his request, severally subscribe said instrument as witness ss 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

20 day of March A. D. 19 63

John Long  
Judge of Probate.

Dave DuBois



No. 19,570

State of Minnesota, } ss.  
County of Stearns }

## IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND  
TESTAMENT OF

Charles E. Gray,  
Decedent.

### TESTIMONY OF

Dave DuBois  
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

29th day of

March 1963

Roselyn Hushaus  
Clerk-~~John~~ of Probate.

# Last Will and Testament of

Charles R. Gray

I, Charles R. Gray, of the City of Sauk Centre, in Stearns County, Minnesota, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, as follows, to-wit:

FIRST. I direct my Executrix hereinafter named to pay all of my just debts, the expense of my last sickness and burial and of administering my estate as soon after my death as can conveniently be done.

SECOND. If my wife, Mabel Orinda Gray, survives me, then I give, devise and bequeath to her all of the rest, residue and remainder of my property and estate, of every kind and wherever located.

THIRD. If my said wife, Mabel Orinda Gray, does not survive me, then I give, the said rest, residue and remainder of my property and estate, which my said wife would have received had she survived me, to our two children, Melvina Orinda Brecken and Harold E. Gray, to have and to hold the same in equal shares.

LASTLY. I make, constitute and appoint my said wife, Mabel Orinda Gray, to be the Executrix of this my Last Will and Testament, and I hereby revoke and annul each and every Will heretofore made by me.

IN TESTIMONY WHEREOF, I, the said Charles R. Gray, have set my hand and affixed my seal unto this instrument at the said City of Sauk Centre, on this                      day of February, in the year Nineteen Hundred Fifty-one (1951).

Charles R. Gray (SEAL)

The foregoing instrument was, on the day of the date thereof, signed, sealed, published and declared by Charles R. Gray, the Testator therein named, as and to be his Last Will and Testament, in our presence who, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses thereof. We further certify that the said Will was read to and by the said Testator at the time of its execution, and that he then and there knew and fully understood the contents thereof, and was of sound and disposing mind and memory.

L. L. Kells  
Paul Dubois

LAST WILL AND TESTAMENT

OF

CHARLES R. GRAY

004502522



State of Minnesota,

County of Stearns

IN PROBATE COURT  
CERTIFICATE OF PROBATE

In the Matter of the Estate of Charles R. Gray

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  
Charles R. Gray Decedent, late of said County of Stearns  
bearing date the day of February 1951, 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 Testa-  
ment of said Charles R. Gray  
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 29th day of March 1963

COURT  
SEAL

John Long  
Judge of Probate.

0045 2523

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 last Will and Testament and Certificate of Probate thereon and the original records thereof now remaining in this office and have found the same to be correct transcripts therefrom and of the whole of such original records.

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

of said Court, at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19 \_\_\_\_\_

of Probate Court.

State of Minnesota.

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Charles R. Gray,

Decedent.

## Certificate of Probate of Will

Filed this 29th day of

March 19 63, and recorded,

together with the will attached in Book

M of Records of Wills, Page 591

Joseph R. Gundersen  
Clerk of Probate.

No. 3554\*

State of Minnesota,  
County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Charles R. Gray,  
Decedent

## Order Admitting Will to Probate

The above entitled matter came on to be heard on the 29th day of March 19 63

upon the petition of Harold E. Gray

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

FIRST—That the citation of this court, dated the 1st day of March 19 63 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 19th day of January 19 63, and at the time of his death was a resident of Sauk Centre 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:

Dave DuBois and L. L. Kells

and Dave DuBois 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 March 29th, 19 63.

John Lang  
Judge of Probate

State of Minnesota, }  
County of Stearns }

**PROBATE COURT**

IN THE MATTER OF THE ESTATE OF

Charles H. Gray,  
*Decedent.*

**Order Admitting Will to Probate**

Filed this 29th day of  
March 19 63, and recorded  
in Book " " of Orders, Page

*Roselyn L. Hutchins*  
Clerk of Probate.

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

## INHERITANCE TAX RETURN

State of Minnesota, }  
County of Stearns }

Decedent Charles R. GrayDate of Death January 19, 1963

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 Sauk Centre Minnesota  
Street City State
- (2) Place of death Sauk Centre Birthdate 5-2-1873 Place of birth Rowden, Canada
- (3) Business or occupation Retired
- (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

- (6) Did decedent have access to a safe deposit box or other place of safekeeping at the time of his death? YES  
A. Name and address of bank or other depository First State Bank of Sauk Centre, Sauk Centre,  
Minnesota
- (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?  
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 dower 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

00452527



# **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 Duty Value of Personalities 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. 7514	\$7,550.00
	Savings Account at First State Bank of Sauk Centre	Harold E. Gray, son Orinda M. Gray, wife		\$ 849.09
	Checking Account at First State Bank of Sauk Centre	Harold E. Gray, son Orinda M. Gray, wife		3,094.73
	The following Series E Bonds	Orinda M. Gray, wife		
	<u>NUMBER</u>	<u>ISSUE DATE</u>		
	C79 283 573 E	June, 1944		130.16
	C 36552230 E	Sept. 1943		132.08
	C 35540677 E	Jan., 1944		132.36
	Q 51726000 E	Feb., 1943		33.58
	Q 250851865 E	Oct., 1943		33.02
	Q 173297077 E	Apr., 1943		33.58
	Q 51725750 E	Dec., 1942		34.26
	Q 412322710 E	June 1944		32.54
	Q 161269028 E	Apr., 1943		33.58
	House on one Lot on a portion of Lot 36 of Auditors Subdivision of the North one-half (N½) of Section 16, Township 126, Range 34.	Orinda M. Gray		7,000.00
Total (Col. 5.)				11,538.98
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. 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 4-25-49, did Decedent on 4-25-49 have right to?	
				1. Change Beneficiary?	2. Cash Surrender Value?
	Cert. #60320, American Mutual Life Insurance Company	\$1,000.00	Orinda M. Gray, wife		
	Cert. #1639860, Northwestern Mutual Life Insurance Co.	\$1,000.00	Orinda M. Gray, wife		
	Cert. #160766, Equitable Life Insurance Company	\$1,000.00	Orinda M. Gray, wife		
	Cert. #19782, Northwestern Mutual Life Insurance Co.	\$1,000.00	Orinda M. Gray, wife		

# 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
	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 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	Amount'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, Harold E. Gray,  
the execut[or]/administrat[or]/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,  
Subscribed and sworn to before me this 27th  
day of February, 1963.  
John W. Meyer  
Notary Public, County Stearns  
My commission expires October 15, 1965.  
Notary Public, State of Minnesota  
My Commission Expires Oct. 15, 1965.

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.

(Signature) Harold E. Gray  
(Address) 874 So Main  
Sauk Centre, Minn

File No. 19,570

State of Minnesota,

County of Stearns

Re: Estate of

Charles E. Gray

Decedent

INHERITANCE TAX RETURN  
DEPARTMENT OF TAXATION

Filed March 1st, 1963

Joelyn D. Heston  
Clerk of Probate Court

Attorney John W. Meyer

Address Sauk Centre, Minnesota

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.  
No. 38504

0045 2530





## SAFE DEPOSIT BOX NOTICE AND REPORT

STATE OF MINNESOTA  
DEPARTMENT OF TAXATION  
Inheritance and Gift Tax Division  
CENTENNIAL OFFICE BUILDING  
ST. PAUL 1, MINNESOTA

## NOTICE

(To be Executed by Lessor)

Re Estate of

Charles R. Gray

Deceased (State given name and surname of married women)

Sauk Centre, Minnesota

Residence

Date of Death 1-19-63

To the Treasurer of

Stearns County

Pursuant to Minnesota Statutes, Section 291.20 you are hereby notified that the undersigned on  
January 28, 1963 intends to grant access to safe deposit box

No. 157 to Harold R. Gray whose address is  
Sauk Centre, Minnesota Persons other than decedent who had access

to said box at the time of decedent's death were

Whose addresses are

This box has ☐ has not ☒ been entered since death of decedent. Date of entry

Party entering Address

Date 1-28-63

First State Bank of Sauk Centre  
Bank, corporation, association, person

By James H. Ertl, SecretarySauk Centre, Minnesota

Address

## REPORT

(To be Executed by County Treasurer)

Names of those present at the opening and examination:

Earle E. Fox

for County Treasurer

Attorney, John W. MeyerHarold R. Gray - Son

For estate (Relationship to decedent)

Joan E. Ertl, Secretary

For the bank or trust company

Sauk Centre, Minnesota

Address

## DESCRIPTION OF CONTENTS OF SAFE DEPOSIT BOX

(Please separate stocks and bonds and list alphabetically; Group U. S. Savings Bonds transferable to each person.)

Personal Liability Insurance Policy, covering Lot 42, Sauk Centre.  
Baptismal Certificate for Charles Reuben Gray  
Misc. Ins. policies, papers, receipts, etc. of no value.  
Homesteaders Life Insurance Pol. #407177 prom. to pay \$400 to Charles R. Gray upon death of Mabel O. Gray.  
American Mutual Life Insurance Co. Policy, certificate #60320 in the amount of \$1,000, insuring the life of Charles R. Gray, beneficiary being, Orinda M. Gray, wife.  
Northwestern Mutual Life Insurance Co. policy #1639860, insuring life of Charles R. Gray, in the amount of \$1,000, beneficiary being, Orinda M. Gray, wife.  
Equitable Life Insurance Co. of Iowa, policy, #160766, insuring life of Charles Reuben Gray, in the amount of \$1,000, beneficiary being, Orinda M. Gray, wife.  
Northwestern Mutual Life Insurance Co. policy, #619782, insuring life of Charles R. Gray, in the amount of \$1,000, beneficiary being, Orinda M. Gray, wife.

Series E. government bonds, all registered in the name of C. R. Gray (or Charles R. Gray) or Mrs. Orinda M. Gray (or Mabel O. Gray).

Number	Issue Date	Amount
C79 283 573 E	June, 1944	\$100.00
C 36552230E	Sept. 1943	100.00
C35540677E	Jan. 1944	100.00
Q51726000E	Feb. 1943	25.00
Q250851865E	Oct. 1943	25.00
Q173297077E	Apr. 1943	25.00
Q51725750E	Dec. 1942	25.00
Q412322 710E	June 1944	25.00
Q161269028E	April 1943	25.00

Abstract of title covering all of Lot 36, in auditors Subdivision of N $\frac{1}{2}$  of Section 15, Township 126, Range 34.

Last Will and Testament of Charles R. Gray.

(over)

8845 2533

## CERTIFICATE

We hereby certify from our inspection thereof that the foregoing is a correct description of contents of the said safe deposit box.

Date 1-28-63

Harold E. Gray  
For the Estate  
Ernest L. Stearns for Treasurer  
Stearns County

## INSTRUCTIONS

1. One copy of this report should be sent by the county treasurer to the probate court of the interested county and the original to the Department of Taxation, Inheritance and Gift Tax Division, Centennial Office Building, St. Paul 1, Minnesota.

2. If the county treasurer for any reason deems it inadvisable to have the contents of such box delivered at the time of the examination, the treasurer may serve notice upon the safe deposit box company to defer such delivery for ten days. See Minnesota Statutes, Sec. 291.20. See also Sec. 523.05.

3. All contents of box must be fully described. Show stock certificate numbers, number of shares, name of company, class of stock and par value. Show bond numbers, face value, name of debtor, rate of interest, maturity date. Show date and original amounts of mortgages, brief legal description of land, name of mortgagee. Show purchase date, amounts and series of U. S. Savings and Defense Bonds; and names of co-owners or beneficiaries. Report the contents of sealed envelopes and all property claimed by another.

File No. \_\_\_\_\_  
STATE OF MINNESOTA  
County of \_\_\_\_\_  
In the matter of the estate of  
Charles H. Gray, Deceased  
SAFE DEPOSIT BOX REPORT.

## CONSENT TO TRANSFER

Service of the above notice is hereby admitted and consent to granting of access to the safe deposit box described in the notice and certificate is hereby given—effective at once—effective ten days—from date hereof.

County Treasurer

Dated \_\_\_\_\_

In the case of non-resident decedent, the consent of the Commissioner of Taxation is also required as provided by Minnesota Statutes Sec. 291.19.



State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 19,570

IN THE MATTER OF THE ESTATE OF

Charles R. Gray,

Decedent.

## Final Decree

(SUMMARY PROCEEDINGS)

The above entitled matter came on to be heard on the 29th day of

March, 1963, upon the petition of Harold E. Gray

praying for

## Summary Assignment or Distribution.

(Here insert summary assignment or distribution; special administration; general administration; or probate of will and summary assignment or distribution.)

Said petitioner appeared in person and by attorney John W. Meyer  
and no one appeared in opposition.

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 given and served as required by law and the order of this Court for said  
hearing.

SECOND—That said decedent died testate on the 19th day of

January, 1963, and at the time of his death was a resident of the said County of

Stearns and State of Minnesota.

THIRD—That the estate of said decedent consists of the following property, to-wit:

(A) Personal property of the value of \$..... comprising the following items, viz:

None

0045 2535

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

The North 55 feet of the East one-half of Lot 42, of Auditor's Subdivision, of the North one-half of Section 15, Township 126, Range 34, and the North 10 feet of the East 236 feet of the South 110 feet of the said Lot 42; subject to easement across the North 110 feet of the South 110 feet of the East 236 feet of the said Lot 42 as set forth in Book 287 of Deeds, Page 5.

FOURTH—That all of said property is exempt from all debts and charges in Probate Court.

~~FIFTH—That the said~~

~~decedent has no personal property and that he has selected the said property as Section 28 of the Minnesota Probate Code.~~

FIFTH

~~SIXTH~~—That the following named ~~persons are the~~ person is the sole legatee and devisee

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

Orinda M. Gray, surviving spouse of decedent.

AS CONCLUSIONS OF LAW FROM THE FOREGOING FACTS, The Court finds and determines that there is no need for the appointment of a representative and that the administration should be closed summarily.



NOW THEREFORE, On motion of John W. Meyer

attorney for said petitioner, 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 person/ 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 person/ in the following proportions and estates, to-wit:

All thereof to the said Orinda M. Gray, surviving spouse, 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..... her .....heirs and assigns; without prejudice, however, to any lawful conveyance of said property or any part thereof by said person/ of his/ of her/ of theirs, heretofore made.

Dated at St. Cloud, Minnesota, this 3rd day of April, 1963



John Lang  
Probate Judge.

## State of Minnesota,

## IN 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 (Summary Proceedings) with the original record thereof presented in this office and have found the same to be a correct transcript of the whole thereof.

IN TESTIMONY WHEREOF, I have hereto subscribed my name and

affixed the Seal of said Court, at \_\_\_\_\_

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

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



File No. 19,570

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Charles R. Gray,

Deceased.

## Final Decree

(SUMMARY PROCEEDINGS)

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 the 3rd day of April, 1963, and recorded in Book 96 of Decrees, page 607.

*Roselyn H. Hausman*  
Probate/Clerk.

No. 2721\*

State of Minnesota,

County of Stearns

as.

IN PROBATE COURT

In the Matter of the Estate of

Nick Stoffel

Decedent.

19,571  
Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Mary Stoffel

respectfully represents and states to the Court:

First—That your Petitioner is a resident of Eden Valley  
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 his death, to-wit:  
as wife

Second—That said decedent was born in the Country of U.S.A.  
and died at Eden Valley, State of Minnesota on the  
10th day of January, 1963, aged 79 years and was  
at the time of his death a native of U.S.A., and  
a citizen of the Country of U.S.A. and a  
resident of ~~Stearns~~ Eden Valley County of Stearns, State of  
Minnesota, and was the owner of estate in the County of Stearns  
State of Minnesota, at the time of his death.

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

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

- |                     |    |                                       |             |
|---------------------|----|---------------------------------------|-------------|
| 1. Household Goods, | \$ | 2. Wearing Apparel,                   | \$          |
| 3. Stock,           | \$ | 4. Notes, Bonds, etc.,                | \$          |
| 5. Miscellaneous,   | \$ | Suppl. Cont, #7634 N.W. Life Ins. Co. | \$ 1,597.50 |

That said estate included real estate of the estimated and probable value of \$ consisting  
principally of lands in the County of 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 \$ 1,000.00

00462539

19,571

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Mary Stoffel	80	wife	Eden Valley, Minnesota
Nicholas P. Stoffel (1st col)	44	son	Hq. Sqd. 815 C.S.Group Forbes A.F.B. Topeka, Kansas

Seventh—That Mary Stoffel, whose Post Office address is Eden Valley, Minnesota, is a suitable and competent person to administer the said estate, and is lawfully entitled thereto as wife

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 Mary Stoffel

State of Minnesota, }  
County of Meeker, } ss. L. Mary Stoffel Petitioner.

Mary Stoffel

being duly sworn, on oath, says, that s. h. 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. e. r. 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 28th day of February, 1963, L. Mary Stupp Petitioner.

E. F. Jacobsen Notary Public.  
Meeker County, Minn.  
My Commission expires February 6th, 1964

State of Minnesota.

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Decedent.

Nick Stoffel

# Petition for Administration

### Selection of Newspaper

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

Eden Valley Journal  
(Here insert name of newspaper)

THE UNIVERSITY OF CHICAGO

Filed this 1st day of March, 1963  
Joseph H. Harkness  
 Probate Judge - Clerk.

No. 38790

STATE OF MINNESOTA )

COUNTY OF MEEKER )

## Affidavit of Publication

**LEGAL NOTICE  
ORDER FOR HEARING  
PETITION FOR  
ADMINISTRATION AND  
NOTICE TO CREDITORS  
PROBATE COURT  
File No. 19,571**

State of Minnesota, ss County of Stearns

Re Estate of Nick Stoffel, Decedent.

It is Ordered that the petition for general administration filed herein be heard on Friday, March 29th, 1963, at 9 o'clock a.m. by this court in the Court House in St. Cloud, Minnesota.

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, July 5th, 1963, at 9 o'clock a.m. by this court in the Court House in St. Cloud, Minn.

Dated this 1st day of March, 1963.

John Lang  
Probate Judge

(Seal)

Ed P. Jacobsen,

Attorney

Issues of March 7, 14, 21, 1963.

H. W. CUTTEN, being duly sworn, on oath says: that he is, and during all the times herein stated has been the publisher or printer in charge of the newspaper known as The Eden Valley Journal, and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the

### Order for Hearing

hereinafter described, said newspaper was printed and published in the Village of Eden Valley, in the County of Meeker, the 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 of Eden Valley, 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 the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community 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 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 postoffice; and that there has been on file in the office of the County Auditor of Meeker 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.

### Order for Hearing

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 **7th** day of **March**, 19 **63**; and thereafter on Thursday of each week to and including the **21** day of **March**, 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 - 7 point.

Subscribed and sworn to before me this

22 day of

19 63

Notary Public

County, Minnesota

My Commission expires **M. E. FINKEN**

Notary Public, Stearns County, Minn. 19

My Commission Expires July 18, 1968

00462541

Affidavit of Publication  
The Eden Valley Journal

In re: Estate of Nick  
Stoffel, decedent.

FILED THIS 25th DAY  
OF March A.D. 1963

*Rosemary Kucharski*  
CLERK OF DISTRICT COURT



State of Minnesota,  
County of Stearns

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF  
Nick Stoffel,

Decedent.

Order Granting Administration

The petition of Mary Stoffel praying that letters of administration upon said estate be granted to Mary Stoffel came duly on for hearing at a Special Term of this Court, held on the 29th day of March 1963. Said petitioner appeared in person and by Attorney, Ed. F. Jacobsen 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 Eden Valley Journal as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 10th day of January 1963.

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

Fourth: That Mary Stoffel is by law entitled, a suitable and competent person, to administer upon said estate.

Therefore, It is ordered that said petition be granted and Mary Stoffel 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 Five Hundred and no/100 - - - (\$500.00) - - - Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

By the Court,

Dated March 29th, 1963

(Court Seal)

  
Judge of Probate.

00462543

State of Minnesota,

County of Stearns

## Probate Court,

In the Matter of the Estate of

Nick Stoffel,

Decedent.

## Order Granting Administration

Filed the 29th day of  
March 19 63Recorded in Book of orders  
pageJoseph H. Harkness  
Clerk, Judge of Probate

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of

Nick Stoffel,

Decedent.

LETTERS OF ADMINISTRATION

Decedent died on January 10th, 1963

Mary Stoffel

her

administratrix

having filed in this Court her bond and oath to act as ~~administratrix~~ of said estate, as by law provided;

Now therefore, the said Mary Stoffel

administratrix

is hereby appointed ~~administratrix~~ of the estate of Nick Stoffel

decendent, 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 <sup>her</sup> ~~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 appraisement of all the real and personal estate of decedent which shall have come to <sup>her</sup> ~~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 April 9th, 1963 By the Court,

SEAL

John Long  
Judge of Probate.

0046 2545



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 Administration 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.

# IN PROBATE COURT

In the Matter of the Estate of

Nick Stoffel,  
Decedent.

## LETTERS OF ADMINISTRATION

Filed this 9th day of

April, 1963 and

recorded in Book 74 of Letters

on page 529

*Roselyn Gushon*  
Clerk-Judge of Probate.

Minnesota

# WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY - CHICAGO - SIOUX FALLS  
DALLAS - PALM SPRINGS

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

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of Nick Stoffel

☐ Minor(s) ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 5051891

That we, Mary Stoffel, 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

Five Hundred and no/100

(\$ 500.00 ) 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 Nick Stoffel, 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 3rd day of April, 19 63.

Signed, Sealed and Delivered in Presence of  
Witness to Principal

Mary Stoffel  
Principal

M. Peterson  
Witness to Surety

WESTERN SURETY COMPANY

By L. N. McKenzie  
Countersigned L. N. McKenzie, Vice President  
By R. Anderson  
Minnesota Resident Agent

STATE OF MINNESOTA

County of Stearns

On this 11 day of April, 19 63, before me personally appeared Mary Stoffel, 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 July 18, 1968

M. E. Finken Notary Public, Stearns County, Minn.

## ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA

County of Minnehaha

On this 3rd day of April, 19 63, before me appeared L. N. McKenzie

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

V. Peterson Notary Public, Minnehaha County, South Dakota  
My Commission Expires 3-2-69

Notary Public, Minnehaha County, South Dakota

**WESTERN SURETY COMPANY**  
 One of America's Oldest Bonding Companies  
 CAPITAL PAID UP \$1,000,000.00

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

**NICK STOFFEL**

☐ Minor(s) ☐ Incompetent  
☒ Deceased

Filed the 9th day of

April, 1963, and said

bond recorded in Book \_\_\_\_\_ of \_\_\_\_\_

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

Clerk

☒ Clerk ☐ Judge of Probate

**APPROVAL**

I hereby approve the within Bond and the Surety thereon, this 9th day of  
April, 1963

*John Long*  
 Probate Judge

**OATH OF REPRESENTATIVE**

STATE OF MINNESOTA

County of Stearns } ss

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

*Mary Stoffel*

Subscribed and sworn to before me this 4 day of April, 1963

My Commission Expires

M. E. FINKER

Notary Public, Stearns County, Minn.  
 My Commission Expires July 18, 1968

Notary Public,

County, Minnesota



State of Minnesota,  
County of Stearns

## IN PROBATE COURT

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

IN THE MATTER OF THE ESTATE OF

INVENTORY AND APPRAISAL

Nick Stoffel

Decedent

Date of Death January 10th, 19 63

## OATH OF APPRAISERS

State of Minnesota,

County of \_\_\_\_\_

I, \_\_\_\_\_, and

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

Subscribed and sworn to before me this

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

All cash no appraisals necessary.

Notary Public,

County, Minn.

My commission expires \_\_\_\_\_, 19  
(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 \_\_\_\_\_ possession and of which \_\_\_\_\_ 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
NONE		
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		\$ _____
NONE		

FORWARDED

00462549

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$
<i>Total Net Value of Real Estate</i>		\$
<b>CLASS II—Furniture and Household Goods:</b>		
NONE	\$	\$
<i>Total Value of Furniture and Household Goods</i>		\$
<b>CLASS III—Wearing Apparel and Ornaments:</b>		
NONE	\$	\$
<i>Total Value of Wearing Apparel and Ornaments</i>		\$
<b>CLASS IV—Corporation Stocks: (Give Certificate No.)</b>		
NONE	\$	\$
<i>Total Value of Stock</i>		\$

**CLASS V—Mortgages, Bonds, Notes and Other Written Evidences of Debt: (Give Encumbrance 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 and Interest
NONE	\$	\$	\$
<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
Supplementary Contract 7534 New York Life Insurance Company 51 Madison Avenue, New York, New York	\$	\$ 1,617.65
Pay to Estate of Nick Stoffel, deceased. All cash.		
<i>Total Value of All Other Personal Property</i>		\$ 1,617.65

**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 - - \$ 1,617.65

Respectfully submitted,

Mary Stoffel  
 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 Meeker } ss.

Mary Stoffel

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  
22 day of April, A. D. 1963  
B. F. Jacobsen  
Notary Public, Meeker County, Minn.  
My commission expires Feb. 6th, 1964  
(SEAL)

Mary Stoffel

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }  
County of \_\_\_\_\_ } We, the undersigned appraisers, duly appointed by  
the Probate Court of \_\_\_\_\_ County, Minnesota, to appraise the estate of  
\_\_\_\_\_, 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 \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19 \_\_\_\_\_

Appraisers

File No. 19, 571

State of Minnesota,  
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Nick Stoffel,

Decedent

Inventory and Appraisal

Total Personal - - \$  
Total Real Estate - - \$  
Total Appraisal - - \$

Filed this 13th day of

April, A. D. 1964

Robert Jacobsen  
Probate Judge - Clerk

Attorney

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 Nick Stoffel

Date of Death January 10th, 1963

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 Eden Valley Minnesota  
Street City State
- (2) Place of death Eden Valley, Minn. Birthdate 2-4-1884 Place of birth Eden Valley, Minn.
- (3) Business or occupation Retired
- (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

- (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

- 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.
- 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, 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.
  - 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.
- 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. FILE IN DUPLICATE.
- 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

0046 2553



# 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)	Decedent's Full and True Value of Realty or Cash 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 1/4	\$7,500.00
	Lot Number Eight (8), in Block Number Two (2), in Smith's Addition of Outlots to the Village of Eden Valley, Stearns County, Minnesota. Also Lot Six (6) and Seven (7), less the East twenty-five (25) feet of said Lot Six (6), both lots being in Block Two (2), in Smith's Addition of Outlots to the Village of Eden Valley, Stearns County, Minnesota (Homestead)	Mary Stoffel, wife		4,000.00

Total (Col. 5.)	-	-	-	-	-	-	-	-	4,000.00
Less Liens (Col. 2.)	-	-	-	-	-	-	-	-	-
Net	-	-	-	-	-	-	-	-	4,000.00

00462554



**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?
	New York Life Insurance Company	\$1010.90	Mary Stoffel, wife	yes	yes

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
	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 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	Decedent'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, Mary Stoffel,  
the executrix/administratrix/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,  
Subscribed and sworn to before me this 22nd  
day of April, 19 63  
E. F. Jacobsen (E. F. Jacobsen)  
Notary Public, County of Meeker  
My commission expires February 6th, 1964

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.

(Signature) Mary Stoffel  
(Address) Eden Valley, Minnesota

File No. 19,571

**State of Minnesota,**

County of Stearns

Re: Estate of

Nick Stoffel

Decedent

INHERITANCE TAX RETURN  
DEPARTMENT OF TAXATION

Filed April 13th, 1964

E. F. Jacobsen  
Clerk of Probate Court

Attorney

Address

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.  
No. 38952\*

0046 2556

STATE OF MINNESOTA  
DEPARTMENT OF TAXATION  
INHERITANCE AND GIFT TAX DIVISION  
CENTENNIAL OFFICE BUILDING  
ST. PAUL, MINNESOTA 55101

Name of Decedent Nick Stoffel

County of Stearns County

Date of Death January 10, 1963

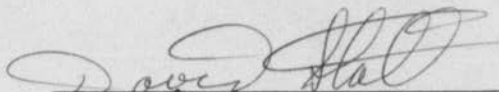
Honorable Probate Court of Stearns County

St. Cloud, Minnesota 56301

This is to advise the Court that the provisions of Section 291.12, imposing a liability upon the representative for payment of inheritance taxes due the State of Minnesota, as a result of the death of the above decedent, have been satisfied. As a consequence, the Commissioner of Taxation will not object to the discharge of the representative.

The Court is also advised that the file of the above estate discloses inheritance tax payment(s) to date in the amount of \$ -0-, together with interest payment(s) in the amount of \$ -0-, for a total of \$ -0-

Dated this 20th day of November, 1967



David Stall, Tax Examiner

Inheritance and Gift Tax Division

DS:rk

cc: Ed F. Jacobsen  
Attorney at Law  
28 East Third Street  
Litchfield, Minnesota 55355

19.571

STATE OF MINNESOTA  
County of Stearns

PROBATE COURT

In the Matter of the Estate of

Nick Stoffel,

Decedent 11/11/11

CONSENT FOR DISCHARGE

FILED THIS 22nd DAY  
OF November A.D. 19 67

*Paula Bunker*  
CLERK OF PROBATE

8552 9400



No. 19,571

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Nick Stoffel,

Decedent

Order Allowing Final Account.

Filed this 13th day of  
April, 1964, and  
recorded in Book No. of Orders,  
on Page

*Orville B. Buehler*  
Clerk of Probate.

No. 19,571

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 April 13th, 1964

By the Court,

*John Lang*  
Probate Judge

0046 2560



State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT

File No. 19,571

IN THE MATTER OF THE ESTATE OF

Nick Stoffel,

Decedent.

## Final Decree

(SUMMARY PROCEEDINGS)

The above entitled matter came on to be heard on the 13th day of

April, 19 64, upon the petition of Mary Stoffel,

surviving spouse of decedent,

praying for

## Summary Assignment

(Here insert summary assignment or distribution; special administration; general administration; or probate of will and summary assignment or distribution.)

Said petitioner appeared in person and by attorney, Ed. P. Jacobsen,  
and no one appeared in opposition.

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:

waived by the Court.

FIRST—That notice of said hearing has been ~~waived by the Court.~~  
/ ~~waived by the Court.~~ /

SECOND—That said decedent died intestate on the 10th day of

January, 19 63, and at the time of his death was a resident of the said County of

Stearns and State of Minnesota.

THIRD—That the estate of said decedent consists of the following property, to-wit:

(A) Personal property of the value of \$ \_\_\_\_\_ comprising the following items, viz:

None

(B) Real property described as follows: The homestead of decedent situate in the County of \_\_\_\_\_

\_\_\_\_\_ and State of Minnesota, described as follows, to-wit:

None

~~FOURTH~~ That all of said property has been paid from all debts and charges and is to be paid to the

~~heirs-at-law of said decedent~~

~~heirs-at-law of said decedent~~ to all of said personal property and that // he has selected the said personal //

~~to be paid to the heirs-at-law of said decedent~~

FOURTH

~~SIXTH~~ 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:

Mary Stoffel, surviving spouse of decedent, and Nicholas Stoffel, son of decedent.

AS CONCLUSIONS OF LAW FROM THE FOREGOING FACTS, The Court finds and determines that there //

// is no need for the appointment of an administrator and that the administration should be closed summarily.

NOW THEREFORE, On motion of Ed. P. Jacobsen,  
attorney for said petitioner, 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 thereunto  
belonging or in anywise appertaining, to the said above named person s. 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 13th day of April, 19 64



*John Long*  
Probate Judge.

## State of Minnesota,

## IN PROBATE COURT

County of \_\_\_\_\_

ss.

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 (Summary Proceedings) 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 herewith subscribed my name and affixed the Seal of said Court, at \_\_\_\_\_

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

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

File No. 19,571

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Stoffel,

Deceased.

## Final Decree

(SUMMARY PROCEEDINGS)

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 the 13th day of April, 1964, and recorded in Book 96 of Decrees, page 621.

*Boyd B. Hughes*  
Probate Clerk.

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

FILE NO. ....

RE ESTATE OF

Nick Stoffel,

~~/s/~~ Decedent.

ORDER DISCHARGING

REPRESENTATIVE ~~GUARDIAN~~ //

Mary Stoffel

the Representative ..... herein, having complied with all the orders and  
decrees of the court and with the provisions of law and having fully discharged h~~er~~ trust,

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

Dated April 13th 19 64

*John Lang*  
Probate Judge.

(COURT SEAL)

0046 2565

File No. 19,571

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

RE ESTATE OF

Nick Stoffel,

Ward—Decedent.

ORDER DISCHARGING  
REPRESENTATIVE /~~CLARKIAN~~/

Filed this 13th day of April

19 64, and Recorded in Book

on Page thereof.

*Wendy Bushouse*  
Clerk of Probate.

004682566



STATE OF MINNESOTA,

COUNTY OF STEARNS

RE ESTATE OF

Nick Stoffel,

PROBATE COURT

FILE NO. 19,571

*Decedent.*

IT IS ORDERED that the petition for general administration filed herein be heard on Friday, March 29th, 19<sup>63</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, July 5th, 19<sup>63</sup>, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(SEAL)

Dated this 1st day of

March, 19<sup>63</sup>

Ed F. Jacobsen,

Attorney.

*John Long*  
Probate Judge.

NOTE: Make this order in duplicate.

FILE NO. 19,571

STATE OF MINNESOTA  
COUNTY OF STEARNS  
PROBATE COURT

RE ESTATE OF

Nick Stoffel,

*Decedent.*

ORDER FOR HEARING PETITION  
FOR ADMINISTRATION AND  
NOTICE TO CREDITORS

Publish in Eden Valley Journal

Hearing Adm. March 29th, 1963

Hearing Claims July 5th, 1963

FILED THIS 1st DAY  
OF March, A.D. 1963  
Carolyn A. Anderson  
CLERK OF PROBATE

THIRD JUDICIAL DISTRICT

State of Minnesota, } ss.  
County of Stearns

File No. 19,571  
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Nick Stoffel

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, } ss.  
County of Meeker

Irene Kruger

being first duly sworn on oath deposes and says that  
on the 15 day of March, 1963,  
at Litchfield, in said County and  
State she mailed one copy of the Order hereto  
attached in the above entitled matter, to

Commissioner of Taxation

(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 Litchfield, Minnesota

and addressed to the following named  
persons:

AT

**LEGAL NOTICE  
ORDER FOR HEARING  
PETITION FOR  
ADMINISTRATION AND  
NOTICE TO CREDITORS  
PROBATE COURT**

File No. 19,571

State of Minnesota, ss County of  
Stearns

Re Estate of Nick Stoffel, Decedent.

It is Ordered that the petition for general administration filed herein be heard on Friday, March 29th, 1963, at 9 o'clock a.m. by this court in the Court House in St. Cloud, Minnesota.

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, July 5th, 1963, at 9 o'clock a.m. by this court in the Court House in St. Cloud, Minn.

Dated this 1st day of March, 1963.

John Lang  
Probate Judge

(Seal)

Ed F. Jacobsen,

Attorney

Issues of March 7, 14, 21, 1963.

T OR POST OFFICE

CITY

STATE

Mary Stoffel

Eden Valley

Minnesota

Hq. Sqd. 815 C.S. Group

Lt. Col. Nicholas P. Stoffel Forbes A.F.B.

Topeka

Kansas

Commissioner of Taxation

St. Paul 1

Minnesota

Subscribed and sworn to before me this 15th

day of March, 1963

E. F. Jacobsen

Notary Public,

Meeker

County, Minn.

My commission expires February 6th, 1964

0046 2569

# AFFIDAVIT OF MAILING

## ALLOWANCES TO SPOUSE OR MINOR CHILDREN

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.

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 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of \_\_\_\_\_

} ss.

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:

NAME	STREET OR POST OFFICE	CITY	STATE
------	-----------------------	------	-------

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

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

Notary Public \_\_\_\_\_

County, Minn.

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

File No. 19.571  
State of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Nick Stoffel

Decedent

AFFIDAVIT OF MAILING

Filed March 27th, 1963

Joseph H. Harkness  
Probate Judge - Clerk

No. 3654

## FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, } ss.  
 County of Stearns }

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Stoffel

Decedent

Final Account and Petition  
for Settlement

Date of death \_\_\_\_\_

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 her .....final account of .....said administration, which is as follows, to-wit:

## RECEIPTS

To be filled in by the  
RepresentativeNot to be filled in by  
the Representative

Personal property described in the inventory	- - - - -	\$ 1617.65	\$
Personal estate omitted from the inventory	- - - - -	\$	\$
Gain by sales above appraised value	- - - - -	\$	\$
Cash from sales of real estate	- - - - -	\$	\$
Cash from rent of real estate	- - - - -	\$	\$
Cash from interest and profits	- - - - -	\$	\$
Cash from other sources - - Advanced by widow	- - - - -	\$ 94.35	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
Total receipts from all sources	- - - - -	\$ 1712.00	\$

## DISBURSEMENTS

## I. FAMILY

Voucher  
Number

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	- - - - -	\$	\$
Cash paid for publication of orders	- - - - -	\$ 12.00	\$
Repairs to real estate	- - - - -	\$	\$
Cash paid for insurance	- - - - -	\$	\$
Expenses of representative	- - - - -	\$	\$
Compensation of representative	- - - - -	\$	\$
Fees of Attorney	- - - - -	\$ 150.00	\$
Bond of Representative	- - - - -	\$ 10.00	\$
Certified copies (Probate Court)	- - - - -	\$	\$
Register of Deeds, recording	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
Total expense of administration	- - - - -	\$ 172.00	\$

0046 2571



### III. EXPENSES OF LAST SICKNESS

	VOUCHER NO.	AMOUNT
Cash paid for medical attendance		\$ 202.50
Cash paid for medicines		\$
Cash paid for nursing		\$
Cash paid for hospital		\$452.50
Total expenses of last sickness		\$ 661.00

#### IV. FUNERAL EXPENSES

[illegible]

## 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

				Not to be filled in by Representative	
				RECEIPTS	DISBURSEMENTS
Total receipts from all sources - - - - -				\$ 1712.00	\$
Total disbursements and credits as follows:					Disbursements
1. Family - - - - -				\$	\$
2. Expenses of administration - - - - -				\$ 172.00	\$
3. Expenses of last sickness - - - - -				\$ 661.00	\$
4. Funeral Expenses - - - - -				\$ 879.00	\$
5. Taxes - - - - -				\$	\$
6. Claims of creditors - - - - -				\$	\$
7. Specific Legacies - - - - -				\$	\$
8. Residue of personal prop. for distribution - - - - -				\$	\$
9. - - - - -				\$	\$
10. - - - - -				\$	\$
11. - - - - -				\$	\$
12. - - - - -				\$	\$
13. - - - - -				\$	\$
Total - - - - -				\$ 1712.00	\$ 1712.00

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. Joint.

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

None.

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

None. Estate to be summarily assigned or closed.

FIFTH—That said decedent died on the 10th day of January, 19 63, in testate, and left him surviving Mary Stoffel, his widow, and Nicholas Stoffel, his son,

who are all the heirs at law of said decedent, and the persons entitled to the residue of said estate. There being no residue petitioner asks that estate be summarily closed. WHEREFORE, your petitioner prays the order of this court fixing a time and place for the hearing of this petition and an examination of her 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 31st of March, 19 64. Mary Stoffel Petitioner

State of Minnesota, } ss. Mary Stoffel  
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 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

31st day of March, 19 64. Mary Stoffel Representative  
B. F. Jacobsen Notary Public  
Meeker County, Minn.

My commission expires Febr. 6th, 19 64.

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

Nick Stoffel

Decedent

Final Account and Petition for  
Hearing and Allowance  
Thereof

Attorney for Petitioner

Filed this 13th day of

April, 19 64

Clerk Judge of Probate

No. 1159