



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

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State of Minnesota,

County of Stearns.

ss.

13,244
IN PROBATE COURT

In the Matter of the Estate of

Marit Iverson,

Decedent.

Petition for Determination of
Descent of Land

Your Petitioner Respectfully Represents and shows:

1. That the said decedent died in testate more than five years from the date hereof, at St. Paul in the County of Ramsey, State of Minnesota, on the 13th day of July, 1927, and at the time of his death was 70 years of age, and a resident of Crow River Town in Stearns County, Minn., his post office address then being Georgeville, Minnesota.

2. That no will of said decedent has been admitted to probate nor administration had upon his estate in this state.

~~That the estate of said decedent was heretofore probated in~~
~~but that the real estate hereinafter described was not included in the final decree made by the Court in said matter~~

3. That said decedent at the time of his death was the owner of certain real estate described and of the value as follows, to-wit:

(a) The Homestead of decedent, being in the County of State of Minnesota, described as follows, to-wit: none. Value at Date of Death

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

an undivided one-half interest in and to the Northwest Quarter of the Southwest Quarter of Section Thirty-six in Township One Hundred and Twenty-three and of Range Thirty-four.

(\$238.00 due on purchase price of this land in 1927, when decedent died) Equity worth \$ 25.00

4. That the interest of petitioner in said real estate is as follows, viz: as a devisee under the will of his father, John O. Iverson, and as an heir at law of his said mother, Marit Iverson. \$ 25.00

5. That the will of said decedent is herewith presented and filed for probate.*

6. That the names, ages, relationship, and addresses of the heirs, executors, legatees and devisees of said decedent are as follows, to-wit:

Names	Ages	Relationship	Addresses
John O. Iverson	died 1940	husband	Georgeville, Minn.
E. O. Johnson	50	son	" "
P. I. Johnson	56	"	" "
Marie P. Christofferson	52	daughter	380 N. Finn Ave., St. Paul, Minn.
Augusta B. Siebenthal	47	"	1483 Hauge Ave., " " "
John A. Johnson	53	son	2118 Temple Court, " " "
Melvin O. Johnson	44	"	1956 Peronia St., " " "
Martin J. Johnson	61	"	Lyle, Wash.
Iverine Opstedahl	58	daughter	Overly, N. Dakota.

WHEREFORE, Your petitioner prays that ~~(said will be admitted to probate, and that)~~ the descent of said real estate be determined and that it be assigned to the persons entitled thereto.

Dated April 21st., 1944.

P. I. Johnson

Petitioner.

VERIFICATION

State of Minnesota,

County of Stearns.

ss.

P. I. Johnson,

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

P. I. Johnson

Petitioner.

Subscribed and sworn to before me this 21st. day of April, 1944.

Edward P. Flynn
Edward P. Flynn, Notary Public,
Stearns County, Minn.

My Commission expires Aug. 19th., 1948.

*If no will strike out paragraph 5 also in brackets. Also strike out part of Paragraph 2 and part in wherefore clause that does not apply.

13244
State of Minnesota,
County of Stearns.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Marit Iverson, Decedent.

Petition for Determination of Descent of Land

SELECTION OF NEWSPAPER

To the Judge of said Court:

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

Belgrade Tribune.

(Here insert name of newspaper)

Edw. P. Flynn
(Sign your name here)
Attorney for petitioner.

Filed this 24th day of April 1944

Frank Henry
Probate Clerk.

No. 3883
EDWARD P. FLYNN
ATTORNEY-AT-LAW
PAYNESVILLE, MINNESOTA

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 13,244

IN RE ESTATE OF
Marit Iverson

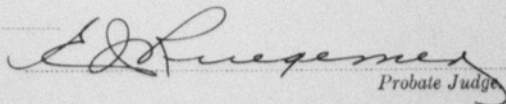
Decedent. }

Order for Hearing on Petition to Determine
Descent of Land

P. I. Johnson having filed in this Court
a petition representing, among other things, that said decedent died intestate more than five years prior to the filing
thereof, leaving certain real property in Stearns County, Minnesota, and that no will
of said decedent has been proved, nor administration of his or her estate granted, in this State and praying that the
descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on May 19th, 1944, at nine
o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud
Minnesota, and that notice hereof be given by the publication of this order in the Belgrade Tribune,
a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.


Probate Judge

(Probate Court Seal)

Edward P. Flynn, Esq.
Attorney for petitioner.
Paynesville, Minnesota.

0007 0226

File No. 13,244

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Marit Iverson

Decedent.

ORDER FOR HEARING ON
PETITION TO DETERMINE
DESCENT OF LAND

Service admitted

, 19

County Treasurer.

Deputy.

County, Minnesota.

Filed April 24th, 1944

Frank Heslop

Probate Judge - Clerk.

ORDER FOR HEARING ON PETITION TO DETERMINE DESCENT OF LAND

State of Minnesota, County of Stearns, ss. In Probate Court. File No. 13,244.

In Re Estate of Marit Iverson, Decedent.

P. I. Johnson having filed in this Court a petition representing, among other things, that said decedent died intestate more than five years prior to the filing thereof, leaving certain real property in Stearns County, Minnesota, and that no will of said decedent has been proved, nor administration of her estate granted, in this State and praying that the descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on May 19th, 1944, at 9 o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud, Minnesota, and that notice hereof be given by the publication of this order in The Belgrade Tribune, a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.

E. J. RUEGEMER,
(Court Seal) Judge of Probate.
Edward P. Flynn, Esq.
Attorney for Petitioner,
Paynesville, Minnesota.

(April 27-May 11)

PRINTER'S AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA,
County of Stearns.

E. R. Salisbury, being duly sworn, on oath says that he is, and during all the times stated has been, the publisher of the newspaper known as The Belgrade Tribune, 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 on Petition to Determine Descent hereinafter described, said newspaper was printed and published in the village of Belgrade, in the county of Stearns, state of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the village from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and equipped with the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community which it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns county, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Order for Hearing on Petition hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for three successive weeks; that it was first so published on Thursday, the 27th day of April, 1944 and thereafter on Thursday of each week to and including the 11th day of May, 1944; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit: abcdefghijklmnopqrstuvwxyz.

Subscribed and sworn to before me this 18th day of May, 1944

E. R. Salisbury
Edward P. Flynn

Notary Public, Stearns County, Minnesota.

My commission expires Aug. 19th, 1948.

0007 0228

#13,244.

State of Minnesota,
County of Stearns.

IN PROBATE COURT.

In re Estate of Marit
Iverson, Decedent.

AFFIDAVIT OF PUBLICATION

~~of~~ Order for Hearing on
Petition to Determine
Descent of Land.

FILED THIS 19th DAY
OF May 1944
Frank Keszog
Clerk of Probate

EDWARD P. FLYNN
ATTORNEY-AT-LAW
PAYNESVILLE, MINNESOTA

6220 1000

State of Minnesota, } ss.
County of Stearns.

IN THE MATTER OF THE ESTATE OF

Marit Iverson,

Decedent.

On Hearing for Administration or Probate of Will mail two copies of order to the Commissioner of Taxation and If decedent was not born in the United States, mail one copy to Foreign Consul or Secretary of State.

File No. 13, 244.

IN PROBATE COURT

Affidavit of Mailing of Order for Hearing

on Petition to Determine Descent of Land.

State of Minnesota, } ss.
County of Stearns.

Edward P. Flynn,

being first duly sworn on oath deposes and says that on the 3rd day of May, 1944, at Paynesville, in said County and State, he mailed two copies of the Order hereto attached in the above entitled matter, to -----

----- and one to (Commissioner of Taxation)

----- (Secretary of State or Foreign Consul)

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

positing the same in the U. S. mails at

Paynesville, Minnesota, and addressed to the following named persons:

ATTACH COPY OF ORDER HERE ORDER FOR HEARING ON PETITION TO DETERMINE DESCENT OF LAND

State of Minnesota, County of Stearns, ss. In Probate Court. File No. 13,244.

In Re Estate of Marit Iverson, Decedent.

P. I. Johnson having filed in this Court a petition rearing, among other things, that said decedent died intestate more than five years prior to the filing thereof, leaving certain real property in Stearns County, Minnesota, and that no will of said decedent has been proved, nor administration of her estate granted, in this State and praying that the descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on May 19th, 1944, at 9 o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud, Minnesota, and that notice hereof be given by the publication of this order in The Belgrade Tribune, a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.

E. J. RUEGEMER,
(Court Seal) Judge of Probate.
Edward P. Flynn, Esq.
Attorney for Petitioner,
Paynesville, Minnesota.
(April 27-May 11)

STREET OR POST OFFICE	CITY	STATE
E. O. Johnson	Georgeville,	Minn.
P. I. Johnson	"	"
Marie P. Christofferson	380 No. Finn Ave.,	St. Paul,
Augusta B. Siebenthal	1490 Hague Ave.,	" "
John A. Johnson	2118 Temple Court,	" "
Melvin O. Johnson	1956 Feronia St.,	" "
Martin J. Johnson	Lyle,	Wash.
Iverine Opstedahl	Overly,	N. Dakota.

Subscribed and Sworn to before me this 4th day of May, 1944.

H. J. Sauer,
Notary Public, Stearns County, Minn.

My commission expires Aug. 25th., 1945.

Edward P. Flynn.

File No. 13,244.

State of Minnesota,

County of Stearns.

IN PROBATE COURT

In the Matter of the Estate of

Marit Iverson,

Decedent.

AFFIDAVIT OF MAILING

re Determination of

Descent of Land.

Filed May 19th, 1944

Frank Herzog
Probate Judge - Clerk

No. 3654*

State of Minnesota,

County of Stearns

IN PROBATE COURT.

File No. 13,244

In the Matter of the Estate of

Marit Iverson,

Deceased.

Decree of Descent.

The above entitled matter came on to be heard on the 19th day of May, 1944, upon the petition of P. I. Johnson

praying for the judicial determination of the descent of the real estate hereinafter described belonging to said decedent at the time of her death. The said petitioner appeared in person and by Edward P. Flynn, Esq., and no one appeared in opposition to said petition; and the court having duly considered said petition, and the evidence adduced in relation thereto finds the following facts:

FIRST—That due notice of said hearing was given by the publication of the order for hearing on said petition heretofore entered herein in the Belgrade Tribune, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—That the petitioner's interest in the lands hereinafter described is as follows, to-wit:

As a son and heir at law of decedent.

THIRD—That the above named decedent died at St. Paul, in the County of Ramsey, State of Minnesota, on the 13th day of July, 1927, leaving no last will and testament

and that more than five years have elapsed since the death of said decedent, and that no will has been probated nor administration had upon her estate in the State of Minnesota.

FOURTH—That said decedent, at the time of her death, was the owner and seized of the tract of land in the County of Stearns, State of Minnesota, described as follows, to-wit:

An undivided one-half (1/2) interest in and to the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Thirty-six (36) in Township One Hundred twenty-three (123) North, of Range Thirty-four (34) West.

FIFTH—That the following named persons are the heirs at law of said decedent and the persons entitled to her estate and the lands herein described, to-wit:

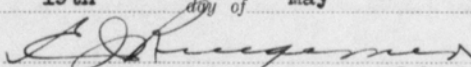
John O. Iverson, surviving spouse, and E. O. Johnson, P. I. Johnson, Marie P. Christofferson, Augusta B. Siebenthal, John A. Johnson, Melvin O. Johnson, Martin J. Johnson and Iverine Opstedahl, sons and daughters of said decedent.

AS A CONCLUSION FROM THE FOREGOING FACTS, IT IS ORDERED, ADJUDGED AND DECREED, That all and singular the above described lands descended to, and are the property of, the above named person 8 and that the same be, and hereby are, vested in and assigned to the above named person 8, in the following proportions, to-wit:.....

An undivided one-third (1/3) thereof to John O. Iverson, surviving spouse of decedent, and the remaining undivided two-thirds (2/3) thereof, in equal shares, share and share alike, to E. O. Johnson, P. I. Johnson, Marie P. Christofferson, Augusta B. Siebenthal, John A. Johnson, Melvin O. Johnson, Martin J. Johnson and Iverine Opstedahl, in fee simple forever.

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 persons, 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, made.

Dated at St. Cloud, Minn., this 19th day of May, 1944.


Judge of Probate.

State of Minnesota,

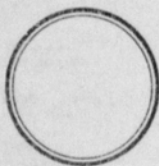
ss.

PROBATE COURT

County of

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

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



..... of the Probate Court.

File No. 13, 244

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Marit Iverson

Deceased.

Decree of Descent

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.

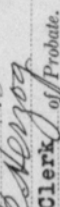
Deputy.

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

County Auditor.

Deputy.

Filed this 19th day of May, 1944, and recorded in Book 84 of Deeds, page 132-6


Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

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

13,245
 IN PROBATE COURT

In the Matter of the Estate of

Iver S. Johnson, }
 Decedent.

Petition for Determination of
 Descent of Land

Your Petitioner Respectfully Represents and shows:

1. That the said decedent died in testate more than five years from the date hereof, at St. Paul
 in the County of Ramsey, State of Minnesota,
 on the 14th. day of March, 1909, and at the time of his death was
 28 years of age, and a resident of Crow River Township, Stearns County, Minn.,
 his post office address then being Georgeville, Minnesota.

2. That no will of said decedent has been admitted to probate nor administration had upon his estate in this state.
~~— That the estate of said decedent was heretofore probated in~~
~~but that the real estate hereinafter described was not included in the final decree made by the Court in said matter~~

3. That said decedent at the time of his death was the owner of certain real estate described and of the value as follows, to-wit:

(a) The Homestead of decedent, being in the County of _____ Value at Date
 State of Minnesota, described as follows, to-wit: none. of Death

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

the Northwest Quarter of the Southwest Quarter of Section
 Thirty-six in Township One Hundred and Twenty-three and of
 Range Thirty-four.

(Value or sale price of this land on June 12, 1900, when it
 was purchased from State of Minn., was \$280.00, whereof
 \$238.00 remained due at his death in 1909) Equity worth \$ 50.00

4. That the interest of petitioner in said real estate is as follows, viz: as a devisee
 under the will of his father, John O. Iverson, and as an
 heir at law of his mother, Marit Iverson.

5. ~~That the will of said decedent is heretofore presented and filed for probate.~~

WHEREFORE, Your petitioner prays that ~~said will be admitted to probate, and that~~ the descent of said real estate be determined and that it be assigned to the persons entitled thereto.

Petitioner.

ss.

P. I. Johnson.

believe, and that as to those matters ...

R. J. Johnson

Petitioner.

Edward P. Flynn.

Notary Public,
County, Minn.

My Commission expires Aug. 19th., 1948.

*If no will strike out paragraph 5 also in brackets. Also strike out part of Paragraph 2 and part in wherefore clause that does not apply.

County of Stearns.

IN THE MATTER OF THE ESTATE OF

Iver S. Johnson, Decedent.

Petition for Determination of Descent of Land

SELECTION OF NEWSPAPER

To the Judge of said Court:

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

Belgrade Tribune.

(Here insert name of newspaper)

Edw. P. Flynn
(Sign your name here)
Attorney for Petitioner.

Filed this 24th day of April 1944

April 1944

Frank Kervoy
Probate Judge - CI

Probate ~~Judge~~ Clerk.

No. 3847 •

EDWARD P. FLYNN
ATTORNEY-AT-LAW
PAYNESVILLE, MINNESOTA

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT
File No. 13,245

IN RE ESTATE OF

Iver S. Johnson

Decedent.

Order for Hearing on Petition to Determine
Descent of Land

P. I. Johnson

having filed in this Court
a petition representing, among other things, that said decedent died intestate more than five years prior to the filing
thereof, leaving certain real property in Stearns County, Minnesota, and that no will
of said decedent has been proved, nor administration of his estate granted, in this State and praying that the
descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on May 19th, 1944, at nine
o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud
Minnesota, and that notice hereof be given by the publication of this order in the Belgrade Tribune,
a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.

(Probate Court Seal)

Edward P. Flynn
Probate Judge.

Edward P. Flynn, Esq.

Attorney for petitioner.
Paynesville, Minnesota.

0008 0236

File No. 13,245

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Iver S. Johnson

Decedent.

ORDER FOR HEARING ON
PETITION TO DETERMINE
DESCENT OF LAND

Service admitted

, 19

County Treasurer.

Deputy.

County, Minnesota.

Filed April 24th, 19 44

Paul Herzog

Probate ~~Judge~~ Clerk.

10 1283

0008 0237

ORDER FOR HEARING ON PETITION TO DETERMINE DESCENT OF LAND

State of Minnesota, County of Stearns, ss. In Probate Court. File No. 13.245.

In Re Estate of Iver S. Johnson, Decedent.

P. I. Johnson having filed in this Court a petition representing, among other things, that said decedent died intestate more than five years prior to the filing thereof, leaving certain real property in Stearns County, Minnesota, and that no will of said decedent has been proved, nor administration of his estate granted, in this State and praying that the descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on May 19th, 1944, at 9 o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud, Minnesota, and that notice hereof be given by the publication of this order in The Belgrade Tribune, a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.

E. J. RUEGEMER,
(Court Seal) Judge of Probate.
Edward P. Flynn, Esq.
Attorney for Petitioner,
Paynesville, Minnesota.

(April 27-May 11)

PRINTER'S AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA,
County of Stearns.

E. R. Salisbury, being duly sworn, on oath says that he is, and during all the times stated has been, the publisher of the newspaper known as The Belgrade Tribune, 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 on Petition to Determine Descent hereinafter described, said newspaper was printed and published in the village of Belgrade, in the county of Stearns, state of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the village from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and equipped with the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community which it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns county, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Order for Hearing on Petition hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for three successive weeks; that it was first so published on Thursday, the 27th day of April, 1944, and thereafter on Thursday of each week to and including the 11th day of May, 1944; 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.

E. R. Salisbury
Subscribed and sworn to before me this 12th day of May, 1944.
Edward P. Flynn Edward P. Flynn.
Notary Public, Stearns County, Minnesota.
My commission expires Aug. 19th, 1948.

0008 0238

#13,245.

State of Minnesota,
County of Stearns.

IN PROBATE COURT.

In re Estate of Iver
S. Johnson, Decedent.

AFFIDAVIT OF PUBLICATION
of Order for Hearing on
Petition to Determine
Descent of Land.

Filed this 19th day

Of May, 1944.

Frank Herzog
Clerk of Probate

EDWARD P. FLYNN
ATTORNEY-AT-LAW
PAYNESVILLE, MINNESOTA

0008 0239

State of Minnesota,

File No. 13,245.

County of Stearns.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Affidavit of Mailing of Order for Hearing

Iver S. Johnson,

on Petition to Determine Descent of
Land.

Decedent.

ORDER FOR HEARING ON PETITION TO DETERMINE DESCENT OF LAND

Probate of Commissioner

State of Minnesota,

County of Stearns.

State of Minnesota, County of Stearns, ss. In Probate Court. File No. 13,245.

ited States, Secretary of

In Re Estate of Iver S. Johnson, Decedent.

P. I. Johnson having filed in this Court a petition representing, among other things, that said decedent died intestate more than five years prior to the filing thereof, leaving certain real property in Stearns County, Minnesota, and that no will of said decedent has been proved, nor administration of his estate granted, in this State and praying that the descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED. That the hearing thereof be had on May 19th, 1944, at 9 o'clock A. M., before this Court, in the probate court room, in the court house, in St. Cloud, Minnesota, and that notice hereof be given by the publication of this order in The Belgrade Tribune, a legal newspaper, and by mailed notice as provided by law.

Dated April 24th, 1944.
E. J. RUEGEMER,
Judge of Probate.
(Court Seal) Edward P. Flynn, Esq.
Attorney for Petitioner,
Paynesville, Minnesota.
(April 27-May 11)

HERE

Edward P. Flynn,

being first duly sworn on oath deposes and says that on the 3rd day of May, 1944,

at Paynesville, in said County and State, he mailed two copies of the Order hereto attached

in the above entitled matter, to -----

----- and one to
(Commissioner of Taxation)

(Secretary of State or Foreign Consul)

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

Paynesville, Minnesota,
and addressed to the following named persons:

NAME	STREET OR POST OFFICE	CITY	STATE
E. O. Johnson		Georgeville,	Minn.
P. I. Johnson		"	"
Marie P. Christofferson	380 No. Finn Ave.,	St. Paul,	"
Augusta B. Siebenthal	1480 Hague Ave.,	" "	"
John A. Johnson	2118 Temple Court,	" "	"
Melvin O. Johnson	1956 Feronia St.,	" "	"
Martin J. Johnson		Lyle,	Wash.
Iverine Opstedahl		Overly,	N. Dakota.

Subscribed and Sworn to before me this 4th.

day of May, 1944.

H. J. Sauer.

Notary Public, Stearns County, Minn.

My commission expires Aug. 25th., 1945.

Edward P. Flynn

File No. 13,245.

State of Minnesota,

County of Stearns.

IN PROBATE COURT

In the Matter of the Estate of
Iver S. Johnson,

Decedent.

AFFIDAVIT OF MAILING

re Determination of

Descent of land.

Filed May 19th, 1944

Frank K. Hennig
Probate Clerk

No. 3654*

1420 8000

State of Minnesota,

County of

Stearns

IN PROBATE COURT.

File No. 13,245

In the Matter of the Estate of

Iver S. Johnson

Deceased.

Decree of Descent.

The above entitled matter came on to be heard on the 19th day of May, 1944, upon the petition of P. I. Johnson

praying for the judicial determination of the descent of the real estate hereinafter described belonging to said decedent at the time of his death. The said petitioner appeared in person and by Edward P. Flynn, Esq., and no one appeared in opposition to said petition; and the court having duly considered said petition, and the evidence adduced in relation thereto finds the following facts:

FIRST—That due notice of said hearing was given by the publication of the order for hearing on said petition heretofore entered herein in the Belgrade Tribune, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—That the petitioner's interest in the lands hereinafter described is as follows, to-wit:

As a devisee under the will of his father John O. Iverson, and as an heir at law of his mother, Marit Iverson, who are the heirs at law of said decedent.

THIRD—That the above named decedent died at St. Paul, in the County of Ramsey, State of Minnesota, on the 14th day of March, 1909, leaving no last will and testament.

and that more than five years have elapsed since the death of said decedent, and that no will has been probated nor administration had upon his estate in the State of Minnesota.

FOURTH—That said decedent, at the time of his death, was the owner and seized of the tract of land in the County of Stearns, State of Minnesota, described as follows, to-wit:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Thirty-six (36), Township One Hundred Twenty-three (123) North, Range Thirty-four (34) West.

FIFTH—That the following named persons are the heirs at law of said decedent and the persons entitled to his estate and the lands herein described, to-wit:

John O. Iverson and Marit Iverson, father and mother of said decedent.

AS A CONCLUSION FROM THE FOREGOING FACTS, IT IS ORDERED, ADJUDGED AND DECREED, That all and singular the above described lands descended to, and are the property of, the above named person. S... and that the same be, and hereby are, vested in and assigned to the above named person. S..., in the following proportions, to-wit:.....

An undivided one-half (1/2) thereof to each of the said John O. Iverson and Marit Iverson, in fee simple absolutely and forever.

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 persons, 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, made.

Dated at St. Cloud, Minn., this 19th day of May, 1944.

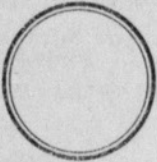
E. J. Hughes
Judge of Probate.

State of Minnesota,

County of _____ } ss.

PROBATE COURT

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



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

_____ of the Probate Court.

File No. 13,245

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Iver S. Johnson

Deceased.

Decree of Descent

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.

Deputy.

By _____

Transfer entered this _____ day of _____, 19____.

County Auditor.

Deputy.

By _____

Filed this 19th day of May, 1944, and recorded in Book _____ of Deeds, page _____.

Frank K. Heryog
Clerk of Probate.

SECRETARY PRINTING COMPANY, ST. CLOUD, MINN.

13,246

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Christian Schmitt

} Decedent.

PETITION FOR SUMMARY
ASSIGNMENT OR DISTRIBUTION

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Mary Schmitt

respectfully represents and states to the Court:

First—That your Petitioner is a resident of St. Cloud
in the County of Stearns State of Minnesota, and is an adult who has
an interest in whatever estate the decedent above named may have left at the time of h^{is} death, to-wit:
That she is the surviving spouse of said decedent.

Second—That said decedent was born in the Country of Germany
and died at St. Cloud Minnesota on the
13th day of July, 1941, aged 79 years and was
at the time of h^{is} death a native of St. Cloud, Minnesota, and
a citizen of the Country of United States and a
resident of St. Cloud 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 h^{is} death, included personal property of
the probable value of \$, divided as follows:

1. Household Goods,	\$	2. Wearing Apparel,	\$
3. Stock,	\$	4. Notes, Bonds, etc.	\$700.00
5. Miscellaneous,	\$	6.	\$

That said estate included real estate consisting only of the homestead of said decedent of the esti-
mated and probable value of \$ situated in the County of
, State of Minnesota, containing acres and
described as follows, viz.:

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

(That under the Minnesota Probate Code your petitioner is entitled
to the statutory allowance of \$500.00. She has advanced the
funeral expenses amounting in excess of \$700.00, as is evidenced
by the receipt of the undertaker hereto attached and made a part
hereof. That the only property in this estate is Certificate
#C3203 representing 100 shares Potrero Sugar Company stock, the
value of which is considerably less than the funeral expenses and
statutory allowance.)

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

All debts have been paid.

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Mary Schmitt	78	Widow	St. Cloud, Minnesota
Victor Schmitt	legal	Son	St. Cloud, Minnesota
Herbert Schmitt	legal	Son	St. Cloud, Minnesota
Albert W. Schmitt	legal	Son	St. Cloud, Minnesota
Marie Schmitt	legal	Daughter	St. Cloud, Minnesota
Eleanor Schmitt (Now Sister Eunice, O.S.B.)	legal	Daughter	St. Cloud, Minnesota

Seventh—That at the time of his death decedent owned no other real or personal property other than that hereinbefore described herein.

Eighth—That all of the property in said estate is exempt from debts and charged in probate court, and that there is no need for the appointment of a representative.

Wherefore, Your Petitioner prays that the Court issue forthwith its Final Decree assigning the whole of said estate to the persons entitled thereto.

State of Minnesota, } ss. *Mrs. Mary Schmitt*
County of Stearns } Petitioner.
Mary Schmitt

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

Subscribed and sworn to before me, this *24* day of *April*, 19 *44*
Geo. Robischon Secretary Public
DEPUTY CO AUDITOR, STEARNS CO., Minn.
My Commission expires *19* *44*

No. 13246
State of Minnesota,
County of Stearns
IN PROBATE COURT
IN THE MATTER OF THE ESTATE OF
Christian Schmitt
Decedent.

Petition for Summary
Assignment or Distribution

Selection of Newspaper

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

(Here insert name of newspaper)

(Sign your name here)

Filed this *25th* day of
April, 19 *44*

Frank H. H. H.
Probate Judge/Clerk.

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT,

File No. 13,246

In the Matter of the Estate of

Christian Schmitt

Deceased.

Decree of Distribution
of Exempt Estate

The above entitled matter came on to be heard on the 25th day of April 1944 upon the petition of the representative of said estate stating that the property of said decedent described therein is claimed to be exempt from the payment of debts, and praying, among other things, that the whole of said estate be closed forthwith and judgment entered for the immediate distribution of said property to those thereunto entitled.

The representative of said estate appeared.

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

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

SECOND—That said decedent died in testate on the 13th day of July, 1941,

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

(A) Personal property of the value of \$ 700.00 comprising the following items, viz.:

Certificate No. C3203 representing 100 shares of
Potrero Sugar Company Stock.

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

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

None.

FOURTH—That all of said property is exempt from the payment of debts of said decedent by reason of the following facts: That petitioner is entitled to the statutory allowance of \$500.00; that she is entitled to re-imbusement for funeral expenses of decedent paid by her in excess of \$700.00.

FIFTH—That the following named persons ~~are~~ ^{is} the petitioner and surviving spouse of said decedent who is entitled to the hereinbefore ~~of said decedent~~ and ~~are~~ ^{is} all of the persons entitled to the hereinbefore described property described property:

Mary Schmitt.

NOW THEREFORE, ~~On Motion of~~ On the Court's own motion,

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 property, be, and the same hereby is assigned to and vested in the above named person in the following proportions and estates, to-wit:

All thereof to the said Mary Schmitt, absolutely.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances thereunto belonging or in any wise 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 persons or any of them heretofore made.

Dated at St. Cloud, Minn., this 25th day of April, 1944
[Signature]
Judge of Probate.

State of Minnesota, } ss. PROBATE COURT
County of _____

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



IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court, at _____ in said County, this _____ day of _____, 19____ of the Probate Court.

File No. 15,246
State of Minnesota,
County of Stearns
IN PROBATE COURT
In the Matter of the Estate of
Christian Schmitt
Deceased.
Decree of Distribution
of Exempt Estate
Office of Register of Deeds
State of Minnesota.
County of _____
I hereby certify that the within Instru-
ment was filed in this office for record on the
_____ day of _____, 19____, at _____ o'clock _____ M.,
and was duly recorded in Book _____ of _____, page _____
By _____ Register of Deeds.
Deputy.
Transfer entered this _____ day of _____, 19____
County Auditor.
By _____ Deputy.
Filed this 25th day of April, 1944, and recorded in Book 69
of Decrees, page 123.
[Signature]
Clerk of Probate Court
Security, St. Cloud
Recording Fee \$1.25

State of Minnesota,
County of Stearns } ss.

13,247
IN PROBATE COURT

In the Matter of the Guardianship of -

Joseph Danzl

Alleged Incompetent.

PETITION FOR APPOINTMENT
OF GUARDIAN OF INCOMPETENT

TO THE COURT ABOVE NAMED:

The petitioner herein represents and alleges:

First—That his address is St. Joseph, Minnesota, Minnesota, and that he is interested herein as follows, to-wit: He is a brother of the incompetent and co-owner of real estate.

Second—That said Joseph Danzl who is a resident of Stearns County, Minnesota, and whose address is State Hospital, Cambridge Township of St. Wendel, Stearns Co., Minn. about 25 years ago, is incompetent to manage his person and estate by reason of epilepsy and feeble-mindedness. Forgetful of happenings. Physically helpless, with resultant indifference to business transactions.

By the court:
Evidence brought out fact that a skull fracture left an opening the size of a walnut.
EJR

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

Name	Relationship	Address
Mike Danzl	Brother	St. Joseph, Minnesota
Peter Danzl	"	Farragut, Idaho (Navy)
Catherine Dullinger	Sister	Gilman, Minnesota.
Mary Fiedler	"	Little Fork, Minnesota

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

Name

Address

Fifth—That it is necessary and expedient that a guardian of the
estate ~~and property~~ 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: - - - - - \$

1. Household goods - - - - - \$
2. Wearing apparel - - - - - \$
3. Corporate stock - - - - - \$
4. Notes and bonds - - - - - \$
5. Cash - - - - - \$
6. Miscellaneous - - - - - \$

B. Real Property of the estimated value, 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:

An undivided one-sixth share and interest in

a. City Property Lots with buildings \$

City Property Lots without buildings \$

b. Rural Property 45 acres improved land \$

\$600.00 for incompetent's share

Rural Property 64 acres unimproved land \$

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

Seventh—That the probable amount of debts of said alleged incompetent is \$ 3.00

Eighth—That Leo J. Lauer who is a resident of
Township of Collegeville, Stearns County, Minnesota, whose Post Office address is
St. John's University, Collegeville, Minn is a suitable and competent person to act as guardian
of said alleged incompetent and that his age is 52(1) years and his occupation is Teaching in St. John's
University. Graduate of Teacher's College. Degree B.E.

WHEREFORE YOUR PETITIONER PRAYS, That the Court appoint said

Leo Lauer

..... or some other suitable and competent person, to be

the guardian of the ~~person and~~ estate of the said Joseph Danzl
(Strike one if both are not desired)

Dated April 17th, 1944

Mike Danzl
Petitioner.

VERIFICATION

State of Minnesota, }
County of Stearns } ss.

Mike Danzl 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.

Mike Danzl

Subscribed and sworn to before me this 17th

day of April 1944

William A. Boerger

William A. Boerger

Notary Public, Stearns County, Minnesota.

My Commission Expires March 21, 1948

CONSENT OF GUARDIAN TO ACT

I, Leo Lauer of the Township of Collegeville
of in the County of Stearns
State of Minnesota, do hereby consent to act as guardian of the estate
~~and~~ Joseph Danzl during his disability,
if appointed such guardian by the Court.

Leo J. Lauer

Dated April 17th 1944

CONSENT

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

Subscribed and sworn to before me this

day of 19

Alleged Incompetent.

Spouse.

Notary Public
County, Minnesota.

My Commission Expires

File No. 13,247

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of

Joseph Danzl

Incompetent.

PETITION FOR APPOINTMENT OF
GUARDIAN OF INCOMPETENT

Hearing May 12th, 1944, 9 A.M.

Filed

April 25th 1944

Frank Herzog

Probate ~~Judge~~ Clerk.

No. 3754*

1520 0100

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Joseph Danzl
Incompetant Ward.

Order Appointing Guardian

The above entitled matter came on to be heard and considered by the court on the 12th
day of May 1944, upon the petition of Mike Danzl
praying that a guardian be appointed of the ----- estate
of the above named incompetent; and the court, having
considered the said petition and the evidence adduced in support thereof, and examined the files and records in said
matter, finds the following facts, to-wit:

First—That notice of said hearing on said petition was given as required by law by the service of the order of
this court for said hearing upon said incompetent
personally, more than fourteen days prior to said day of hearing.

Second—That said Joseph Danzl is a
resident of State Hospital, Cambridge (St. Joseph) in said County of
Stearns State of Minnesota; and is the owner of certain property described in
said petition.

Third—That said Joseph Danzl is unable
and incompetent to care for and manage his said property by reason of the facts and
disabilities following to-wit: deterioration of mental faculties.

He is epileptic and feeble minded.

Fourth—That (1)

Fifth—That Leo J. Lauer whose Post
Office address is Collegeville in the County of
Stearns State of Minnesota, is a suitable person to act as guardian
of said incompetent.

IT IS THEREFORE ORDERED, that the said Leo J. Lauer
 be, and he hereby is, appointed guardian of the estate of said Joseph Danzl, and that before entering
 upon his duties as such guardian and before letters of guardianship be to him issued, he
 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 Five Hundred and no/200 (\$500.00) ----- DOLLARS,
 with sufficient sureties and conditioned according to law, to be approved by this court.

(2)

Dated May 12th,

19 44

L. J. Lauer
 Judge of Probate Court.

NOTE (1) Insert conditions and need, if any, as to care, treatment, education, etc., under Sec. 3835 and 3836, Chap. 74 of Code.
 NOTE (2) Insert conditions, if any, as to care, treatment, maintenance, education, etc., under Sec. 3835 and 3836, Chap. 74 of Code.

13,247

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Joseph Danzl,
Incompetent Ward.

ORDER APPOINTING GUARDIAN

Filed this 12th day of May 19 44, and
 recorded in Book 85 of orders at
 page 119

Frank H. Hoyer
 Clerk Judge of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT,

IN THE MATTER OF THE GUARDIANSHIP OF }

Joseph Danzl,
Incompetent Ward.

Letters of Guardianship

To Leo J. Lauer

Greeting:

Whereas, You have been appointed Guardian of the ----- 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 ----- 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 ~~three months~~ ^{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} ~~license~~ 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 ^{his} ----- legal representatives, all property and estate of said Ward then remaining in your hands.

5520 0100

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office at the City of Minneapolis, Minnesota, this 1st day of June, 1944.

(1)

Witness the Honorable, E. J. Fuegemer

Judge of said Court, and the seal of said Court this 1st day of June, 1944 *E. J. Fuegemer* 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 _____ day of _____, A. D. 19 _____ this

Probate Judge

State of Minnesota,
County of Stearns
PROBATE COURT
IN THE MATTER OF THE ESTATE OF
Joseph Danzl,
Incompetent Ward.
Letters of Guardianship
Long Form

Filed this 1st day of June, 1944, and recorded in Book 2 of Letters, Page 561
Frank Herzog
Clerk Judge of Probate.
No. 3624*

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Joseph Danzl. Incompetent
Ward.

BOND

Know All Men by these Presents, That we Leo J. Lauer

of Collegecille, Stearns County, Minnesota,

~~in the sum of~~

~~Stearns County, Minnesota,~~ as principal, and

Oscar Krebsbach and Michael Danzl

of said County and State,

as sureties, are held and firmly bound to Hon. E. J. Ruegemer

Judge of Probate of the County of Stearns

, Minnesota, in the sum of

Five Hundred (\$500.00) ----- DOLLARS,

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

The condition of this obligation is such that if the above bounden Leo J. Lauer

, who has been appointed representative of the

estate of the above named Joseph Danzl, Incompetent ward 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 be and remain in full force and virtue.

Witness, our hands and seals this 29th, day of May, A. D. 1944.

Signed, Sealed and Delivered in Presence of

J. C. Crever
Mildred Crever

Leo J. Lauer (SEAL)
Oscar Krebsbach (SEAL)
Michael Danzl (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, } ss.
County of Stearns

Be It Known, That on this 29th, day of May, A. D. 1944,
personally appeared before me Leo J. Lauer, Oscar Krebsbach and Michael Danzl

to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein expressed.

My Commission Expires

, 19

J. C. Crever
J. C. CREVER,
Notary Public, Stearns County, Minn.
My Commission Expires Dec. 24, 1949.

Notary Public.

County, Minn.

JUSTIFICATION

State of Minnesota, }
County of Stearns } ss.

Oscar Krebsbach of St. Joseph, Stearns County, Minnesota
and Michael Danzl of St. Joseph, Stearns County, Minnesota
being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that
he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 500.00 specified in
the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Oscar Krebsbach
Michael Danzl

Subscribed and sworn to before me this 29th, day of May, 1944,

J. C. Crever
Notary Public,
County, Minnesota. I. C. CREVER,
Notary Public, Stearns County, Minn.
My Commission Expires Dec. 24, 1949.
My Commission Expires

APPROVAL

I do hereby approve the within Bond, this 1st day of June, A. D. 1944

(Court Seal)

L. J. Lauer
Judge of Probate

OATH

State of Minnesota, }
County of Stearns } ss.

I, Leo J. Lauer
do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative
of the estate of Joseph Danzl, Incompetent ward
to the best of my ability. So help me God.

Subscribed and sworn to before me this 29th, day of May, A. D. 1944

My Commission Expires 19 J. C. Crever, Notary Public.
Notary Public, Stearns County, Minn.
My Commission Expires Dec. 24, 1949. County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Danzl, Incompetent
Person Ward.

BOND AND OATH OF
REPRESENTATIVE

Filed this 1st day of June 1944

and said Bond recorded in Book X
of Bonds, page 370 of Probate
Records.

Frank Herzog
Clerk Judge of Probate

13.247

State of Minnesota,

County of Stearns

SS.

IN PROBATE COURT

In the Matter of the Estate of

Joseph Danal, Incompetent

Ward Executors

Petition of Representative for Order to Sell,
~~XXXXXXXXXXXX~~ Land

Your Petitioner respectfully represents and shows to the Court:

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

2. That the bond..... filed by him herein as such representative, pursuant to order of this Court is A PERSONAL BOND
in the penal sum of \$ 500.00

3. That there remains in his hands undisposed of personal property of the estimated value of \$ None

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

Family allowances	- - - - -	\$.....
Expenses of XXXXXXXXXXXX Guardianship. (estimated).	- - - - -	\$ <u>75.00</u>
Funeral expenses	- - - - -	\$.....
Expenses of last sickness	- - - - -	\$.....
Taxes	- - - - -	\$.....
Claims of creditors allowed by Court	- - - - -	\$.....
Legacies	- - - - -	\$.....
TOTAL debts and charges remaining unpaid	- - - - -	\$.....

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

An undivided one-sixth (1/6) share and interest in and to

Value as Fixed
by Appraisers

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

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

None

\$.....

Value as Fixed
by Appraisers

(b) Other real estate of decedent being in the County of.....Stearns.....

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

An undivided one-sixth ($1/6$) share and interest in and to the North Half of the South Half of the Southwest Quarter of the Southeast Quarter ($N\frac{1}{2} S\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$), and of the East thirty-two (32) rods of the South Half of the North Half of the Southwest Quarter of the Southeast Quarter ($S\frac{1}{2} N\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$) of Section numbered Thirty (30);

Also an undivided one-sixth ($1/6$) share and interest in and to the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4} NE\frac{1}{4}$); the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$); the South three sixteenth ($3/16$) of the Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4} NE\frac{1}{4}$), and of the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4} NW\frac{1}{4}$) of Section numbered Thirty-three (33),

All in Township One Hundred Twenty-five (125) North, of Range Twenty-nine (29) West

(a) That the personal property of said estate is insufficient to pay the ~~allowances to the spouse and children~~, expenses of ~~guardianship~~, ~~the real estate described is owned by several persons who are willing to sell the same to a bona fide purchaser, who has offered a fair price therefor.~~

(b) That it would be for the best interest of said estate and all persons interested in said real property to.....

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

Names	Addresses
Anna Catherine Dullinger	St. Joseph, Minnesota (1)
Marie Magdalena Fiedler	" " 1/6
Michael Danzi	" " 1/6
Peter E Danzi	
J	

Dated June 15th 1944

00 10 0260

State of Minnesota,

County of Stearns

ss.

Leo J. Lauer

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

✓ Leo J. Lauer

Subscribed and sworn to before me this 30

day of July 1944

C. R. Crever

Notary Public

My Commission Expires January 23, 1949

County, Minnesota.

My Commission expires

CONSENT TO OF REAL ESTATE

We, the undersigned, being

the persons who take an interest in the real estate described in the foregoing petition do hereby consent to the

of said real estate and request the Court to authorize and direct the representative of said estate

said real estate as prayed for in said petition.

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

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

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

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Joseph Danzl, Incompetent
Ward Administrator

Petition for Order to Sell,
Mortgagee's Land

Published in
Cold Spring Record

Filed this 15th day of

August 1944

Frank C. Messing

Probate Judge - Clerk.

No. 3852

13247

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Danzl

Decedent.

Order Appointing Appraisers

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

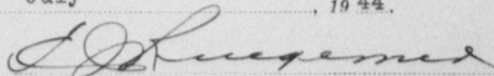
It is ordered that J. C. Crever and

John Stock

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

Dated this 3rd day of July, 1944.

(PROBATE COURT SEAL)


Probate Judge.

0010 0262

No. 13,247

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Danzl

Decedent

Order Appointing Appraisers

Filed July 3rd, 1944

Frank Herzog

Probate ~~Judge~~ Clerk.

0010 0263

State of Minnesota, }
County of Stearns } ss.

PROBATE COURT,

In the matter of the guardianship of Joseph Danzl, Incompetent

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns } ss.

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

Subscribed and sworn to before me this
30 day of July, 1944
G. R. Crever
Notary Public, Stearns County, Minn.
My Commission Expires January 23, 1945

✓ J. C. Greer
John Stock

INVENTORY AND APPRAISEMENT

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

Joseph Danzl

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

Dated this 15th day of June A. D. 19 44

NO.	CLASS ONE—REAL ESTATE.	REMARKS	VALUE
	<p>An undivided one-sixth (1/6) share and interest in and to the North Half of the South Half of the Southwest Quarter of the Southeast Quarter (N$\frac{1}{2}$ S$\frac{1}{2}$ SW$\frac{1}{4}$ SE$\frac{1}{4}$) of Section numbered Thirty (30):</p> <p>Also an undivided one-sixth (1/6) share and interest in and to the Southwest Quarter of the Northeast Quarter (SW$\frac{1}{4}$ NE$\frac{1}{4}$); the Southeast Quarter of the Northwest Quarter (SE$\frac{1}{4}$ NW$\frac{1}{4}$); the South three-sixteenth (3/16) xxxx of the Northwest Quarter of the Northeast Quarter (NW$\frac{1}{4}$ NE$\frac{1}{4}$) and of the Northeast Quarter of the Northwest Quarter (NE$\frac{1}{4}$ NW$\frac{1}{4}$) of Section numbered Thirty-three (33), all in Township One Hundred Twenty-five (125) North, of Range Twenty-nine (29) West</p>		\$633.33 ✓
TOTAL			

5920 0100

NO.	CLASS TWO—Furniture and Household Goods	REMARKS	VALUE
	None		\$

NO.	CLASS THREE—Wearing Apparel and Ornaments	REMARKS	TOTAL	VALUE
	None			\$

NO.	CLASS FOUR—Stocks in Banks and Other Corporations	REMARKS	TOTAL	VALUE
	None			\$

TOTAL

NO.

CLASS FIVE— { Mortgages, Bonds, Notes and Other
Written Evidences of Debt

REMARKS

VALUE

None

TOTAL

NO.

CLASS SIX—All Other Personal Property

REMARKS

VALUE

None

TOTAL

60333

TOTAL APPRAISEMENT,

1

Guardian

1920 0100

State of Minnesota,

County of Stearns

Leo J. Lauer

being duly sworn, say that he is the guardian of the person and estate of Joseph Danzl, Incompetent who ~~xxx~~ is residing 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 his possession or knowledge; and that upon diligent inquiry he has not been able to discover any other property or estate belonging to the said Incompetent ward

✓ Leo J. Lauer

Subscribed and sworn to before me this 30 day of July A. D. 1944

C. R. Crever

Notary Public C. R. CREVER County, Minn.

My Commission Expires January 23, 1945

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 30 day of July A. D. 1944

✓ J. B. Crever
✓ John Stark } Appraisers.

No. 13,347

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Guardianship of

Joseph Danzl, Incompetent.

Inventory and Appraisement

Received and filed this 29th

day of August A. D. 1944

Frank Klesper
Clerk of Probate Court.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

File No. 13,247

IN THE MATTER OF THE ESTATE OF

Joseph Danzl,
Ward.Order of License to Sell Land
at Private Sale.

The above entitled matter came on to be heard by the Court on the 8th
day of September, 1944, upon the petition of Leo J. Lauer
as guardian
(Representative or Guardian)

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

FIRST—That notice of said hearing was served upon all persons interested in said matter by the publication of the citation for hearing on said petition heretofore entered herein in the Cold Spring Record, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—that the said guardian appeared at said hearing in person and by his attorney, William A. Boerger, Esq., and was duly examined relative to said matter by the Court and that no one appeared in opposition to said petition.

THIRD—That it would be for the best interests and benefit of the said estate that the property hereinafter described, be sold.

IT IS THEREFORE ORDERED, FIRST—That the said Leo J. Lauer as guardian of said estate be, and hereby is, licensed and directed to sell said real estate herein described, in the order herein described, at private sale, to-wit: The tract or parcel of land situate and being in the County of Stearns, State of Minnesota, which described according to the map or plat thereof on file in the office of the Register of Deeds of said County, as follows, to-wit: An undivided one-sixth (1/6) share and interest in and to: The North Half of the South Half of the Southwest Quarter of the Southeast Quarter (N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$), and of the East thirty-two (32) rods of the South Half of the North Half of the Southwest Quarter of the Southeast Quarter (S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section numbered thirty (30); Also an undivided one-sixth (1/6) share and interest in and to: The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); the South three sixteenths (3/16) of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), and of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section numbered Thirty-three (33), All in Township One Hundred Twenty-five (125) North, of Range Twenty-nine (29) West.

SECOND—That before making sale of said real estate, or any part thereof, the said guardian take, subscribe, and file in this court the oath in such case required by law, and execute and file in this court a bond, with sufficient sureties, to the Judge of this Court, and his successors in office, in the penal sum of \$1000, conditioned as required by law in such cases, and cause the said real estate to be reappraised by John C. Crever and John Stock, competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisal upon their qualifying according to law.

That the general bond in said matter is sufficient and no additional bond is required.

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

Dated at St. Cloud, Minnesota, this 8th day of September, 1944.

[Signature]
Judge of Probate.

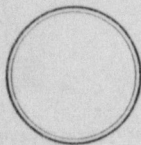
State of Minnesota,

} ss.

PROBATE COURT

County of _____

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



IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court, at _____, in said County, this _____ day of _____, 19____.

of the Probate Court.

File No. 13,247

State of Minnesota,
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Danzl

Order of License to Sell Land
at Private Sale

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 _____.

By _____
Register of Deeds.
Deputy.

Filed this 8th day of Sept. 1944, and recorded in Book _____ of Orders, Page _____.

[Signature]
Clerk of Probate.

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 13,247

In the Matter of the Estate of

Joseph Danzl,

Ward.

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 13th day of September 19 44, upon the report of Leo J. Lauer

as guardian

(Representative or Guardian)

in the above entitled matter of the sale by him of certain lands pursuant to the order of license of this court to him granted therefor, and his petition for the confirmation of said sale; and the court having considered the said report, and examined him relative to the same, and having examined the files and records in said matter, finds herein the following facts, to-wit:

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

SECOND—That pursuant to said order of license, the said guardian was not required to file any additional bond.

~~could not be found and filed in this court the bond required by law, and the said order of license, before making the said sale, executed and filed in this court the bond required by law and said order of license, which bond was duly approved by this court.~~

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

FOURTH—That on the 11th day of September, 19 44, the said guardian

pursuant to said order of license, did sell, at private sale, to John G. Brix and Clara E. Brix, husband and wife, as joint tenants and not as tenants in common, for the sum of Six hundred thirty-three and 33/100 (\$633.33) DOLLARS, the tract of land, described in said order of license, lying and being in the County of Stearns State of Minnesota, described as follows, to-wit:

An undivided one-sixth (1/6) share and interest in and to the North Half of the South Half of the Southwest Quarter of the Southeast Quarter (N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) and of the East thirty-two (32) rods of the South Half of the North Half of the Southwest Quarter of the Southeast Quarter S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section numbered Thirty (30);

Also an undivided one-sixth (1/6) share and interest in and to the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); the South three-sixteenths (3/16) of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), and of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section numbered Thirty-three (33),

all in Township One Hundred Twenty-five (125) North, of Range Twenty-nine (29) West.

To be paid for in cash upon delivery of deed.

FIFTH—That the sum.... for which said land.... so sold.... is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and that said sale WAS honestly and fairly made, and that said guardian

was not a purchaser at said sale, and was not interested, directly or indirectly, in the purchase of said real estate at said sale thereof.

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

Dated at St. Cloud, Minnesota, this 13th day of September, 1944.

[Signature]
Judge of Probate.

State of Minnesota,

ss.

PROBATE COURT

County of

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

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



of the Probate Court.

File No. 13,247

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Joseph Danzl,
Ward.

Order Confirming Private Sale.
Made Pursuant to License.

Office of Register of Deeds.

State of Minnesota,

County of

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

Register of Deeds.

By Deputy.

Filed this 13th day of Sept., 1944, and recorded in Book 90 of Orders, Page 277.

[Signature]
Clerk of Probate.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of

Joseph Danzl

Deceased—Ward.

Oath of Appraisers and Appraisal
of Lands Under Order for Sale

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I, John C. Crever

and I, John Stock

do swear that I will faithfully

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

Joseph Danzl

under and pursuant to that certain order

for sale of said lands at private sale, made by the above named Court on the 8th day of

September

, 1944

and that I will appraise the said land described in said order for sale at its true
and full value, So Help Me God.

Subscribed and sworn to before me this

12th, day of September 1944

C. R. Crever

Notary Public.

Notary Public, Stearns County, Minn.
My Commission Expires January 22, 1949.

County, Minn.

My Commission Expires

19

APPRAISAL

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

Leo J. Lauer

to sell certain lands belonging to the

above named Joseph Danzl, Incompetent

, dated the

8th

day of

September

1944

do hereby certify and report:

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

Stearns

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

An undivided one-sixth (1/6) share and interest in and to the North Half of the South
Half of the Southwest Quarter of the Southeast Quarter (N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) and of the East
thirty-two (32) rods of the South Half of the North Half of the Southwest Quarter of the
Southeast Quarter (S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section numbered Thirty (30):Also an undivided one-sixth (1/6) share and interest in and to the Southwest Quarter
of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
the South three-sixteenths (S $\frac{3}{16}$) of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$
NE $\frac{1}{4}$), and of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section numbered
Thirty-three (33)All in Township One Hundred Twenty-five (125), Range Twenty-nine (29) at \$ 633 ³³

State of Minnesota,

County of Stearns**PROBATE COURT**

In the Matter of the Estate of

Joseph Danzl~~Decedent~~ Ward.**OATH OF APPRAISERS AND AP-
PRaisal OF LANDS UNDER
ORDER FOR SALE**Filed this 13th day of
September, 19 44Frank Nespor
Probate ~~Judge~~ Clerk.

No. 9606*

Dated September 12 1944

Respectfully submitted,

John E. Green
John A. Smith
Appraisers.

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

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

Joseph Danzl

Deceased—Ward.

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

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 8th day of September, 1944, to sell at private sale the lands of said Joseph Danzl, Ward hereinafter described, as follows, to-wit:

First—~~That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by John C. Crever and John Stock~~
That no additional bond was required.

~~and this report is filed for the record in the probate court of the County of Stearns, State of Minnesota.~~

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by John C. Crever and John Stock

the appraisers appointed in said order for sale to appraise the same, and the appraisalment thereof to be filed in this court

(1)

Third—That on the 11th day of September, 1944, he, pursuant to said order for sale, sold to John G. Brix and Clara E. Brix, husband and wife as joint tenants and not as tenants in common

of the tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

An undivided one-sixth (1/6) share and interest in and to the North Half of the South Half of the Southwest Quarter of the Southeast Quarter (N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) and of the East thirty-two (32) rods of the South Half of the North Half of the Southwest Quarter of the Southeast Quarter (S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section numbered Thirty (30);

Also an undivided one-sixth (1/6) share and interest in and to the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); the South three/sixteenths (S $\frac{3}{16}$) of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), and of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section numbered Thirty-three (33), all in Township One Hundred Twenty-five (125) Range Twenty-nine; i.e. of all the foregoing described tracts and parcel an undivided one-sixth (1/6) share only.

for the sum of Six Hundred Thirty-three and 33/100 (\$633.33)-----Dollars,

to be paid as follows, to-wit: Cash upon delivery of the deed.

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

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

Dated September 13th, 19 44.

Leo J. Lauer
Representative and Petitioner.

State of Minnesota,

County of Stearns } ss.

Leo J. Lauer

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

Leo J. Lauer

Subscribed and sworn to before me this

13th day of September, 19 44

William A. Boerger
William A. Boerger Notary Public.
Stearns County, Minn.

My commission expires March 21, 19 48

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

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Joseph Danzl
Executant - Ward.

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

Filed this 13th day of

September, A. D. 19 44

Frank Meszary
Probate Clerk.

No. 2641*

13,248

State of Minnesota,

County of STEARNS

ss.

IN PROBATE COURT

In the Matter of the Guardianship of

Mary M. Bauer

Alleged Incompetent.

PETITION FOR APPOINTMENT
OF GUARDIAN OF INCOMPETENT

TO THE COURT ABOVE NAMED:

The petitioner herein represents and alleges:

First—That his address is St. Cloud, Minnesota, and that he is interested herein as follows, to-wit: that she receives proper care and that her money received through an old age assistance grant is wise expended for for her needs.

Second—That said Mary M. Bauer who is a resident of Stearns County, Minnesota, and whose address is Albany, Minnesota, and who was born at Dayton, Ohio on the 25 day of June, 1854 is incompetent to manage his person and estate by reason of sickness and old age infirmities

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

Name	Relationship	Address
None known		

Fourth—That said alleged incompetent is widowed married and that the name and address of his spouse is as follows:

Name	Address

Fifth—That it is necessary and expedient that a legal 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: - - - - - \$ 25.00

1. Household goods - - - - - \$ 15.00

2. Wearing apparel - - - - - \$ 10.00

3. Corporate stock - - - - - \$

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

5. Cash - - - - - \$

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 \$ None

Eighth—That J.A.Kraus who is a resident of

Stearns County, Minnesota, whose Post Office address is

St. Cloud, is a suitable and competent person to act as guardian

of said alleged incompetent and that his age is 63 years and his occupation is Executive Secretary

Stearns County Welfare Board.

WHEREFORE YOUR PETITIONER PRAYS, That the Court appoint said

J.A.Kraus or some other suitable and competent person, to be

the legal guardian of the person and estate of the said Mary M. Bauer
(Strike one if both are not desired)

Dated April 20, 1944

J. A. Kraus
Petitioner.

VERIFICATION

State of Minnesota,

County of Stearns

ss.

J.A. Kraus

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.

J. A. Kraus

Subscribed and sworn to before me this 20

day of April 19 44

Victoria Weisbrick

Notary Public, Stearns County, Minnesota.

My Commission Expires

VICTORIA WEISBRICK

Notary Public, Stearns County, Minnesota
My Commission Expires October 19, 1946

CONSENT OF GUARDIAN TO ACT

I, J.A. Kraus

of the

of in the County of Stearns

State of Minnesota, do hereby consent to act as the legal guardian of the person

and estate of Mary M. Bauer during her disability,

if appointed such guardian by the Court.

J. A. Kraus

Dated April 20 19 44

CONSENT

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

Witnesses to
Mary M. Bauer's mark

Blair J. Hennetiger

W. B. Hedwig Slocumb

Alleged Incompetent

Subscribed and sworn to before me this

day of 19

Spouse.

Notary Public
County, Minnesota.

My Commission Expires

File No. 13.248

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of

Mary M. Bauer
Incompetent.

PETITION FOR APPOINTMENT OF
GUARDIAN OF INCOMPETENT

Filed April 28, 1944

Frank Herzog
Probate Judge Clerk.

No. 9754*

62201100

State of Minnesota,
County of Stearns

}

IN PROBATE COURT,

LETTERS OF GUARDIANSHIP

John A. Kraus

is hereby appointed guardian of the person

and Estate of Mary M. Bauer, Incompetent.

minoram.

Witness: the Honorable E. J. Ruegamer

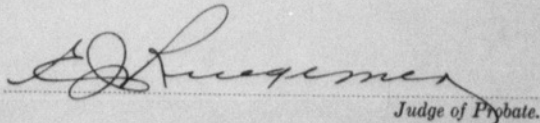
Judge of the Probate Court of the County of Stearns

and the seal of the Court affixed the 28th day of

April

A. D. 19 44

By the Court:


Judge of Probate.

County, Minnesota.

0011 0280

IN PROBATE COURT.

County of Stearns
State of Minnesota

IN THE MATTER OF

Mary M Bauer

Incompetent

Minor.

Letters of Guardianship

Recorded in Book 23, Page 383

Filed this 28th day of

April, A.D. 19¹⁴.

Frank Herzog

Clerk of Probate.

1820 11 02 81

State of Minnesota, } ss.
County of Stearns }

PROBATE COURT

File No. 13,248

Re Guardianship of

ORDER ALLOWING Final ACCOUNT

Mary M. Bauer

Incompetent Ward

The guardian, having accounted for every part of the estate according to law, the guardian
having appeared in person, ~~thereby appearing~~

of the account being as follows:

Debits - - - \$ 80.00

Credits - - - \$ 80.00

Balance - \$ none

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

Dated November 5th, 1946

(COURT SEAL)

Probate Judge.

0011 0282

No. 13,248

STATE OF MINNESOTA
COUNTY OF STEARNS

PROBATE COURT

Re Guardianship of

Mary M. Bauer

Incompetent Ward

Order Allowing Final
Account

Recorded in Docket " 83 "

on page 586

Filed November 5th, 1946.

Frank Herzog

Clerk of Probate Court.

8283 1100

State of Minnesota,
County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Guardianship

Mary Bauer, Decedent

Final Account.

J.A.Kraus

As Guardian

In Account with said Ward

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

Old age assistance May and June ,1944

RECEIPTS

\$

80.00

TOTAL

\$

80.00

State of Minnesota, }
County of Stearns } ss.

J.A. Kraus being duly sworn, on oath says that he is the guardian of the above named Ward ; that the foregoing is a just true and correct account of his guardianship in the above entitled matter and of the amount of money and property received by him and remaining in his hands, and of all money and property disbursed by him and of all money invested by for said Ward , and of all expenditures as such Guardian .

Subscribed and sworn to before me this 5

day of November A. D. 1945

My Commission expires

19

Notary Public, Stearns County, Minnesota.

RAY H. BRUNING
Register of Deeds, Stearns Co.
ST. CLOUD, MINN.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Guardianship of

Mary Bauer

Petition for Allowance of Final Account.

To the Probate Court of Stearns

County, Minnesota:

Your petitioner respectfully represents

and states that he is the Guardian

Mary Bauer

that the said Mary Bauer is deceased

and that the said guardianship and trust is thereby terminated; that he herewith present and file 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.

Dated November 5, 1945

J. A. Kraus
Petitioner

State of Minnesota, }
County of Stearns } ss.

J.A. Kraus

being duly sworn on oath says that he is the petitioner who made and signed the foregoing petition, and that he read the same and knows the contents thereof, that the said petition is true of his own knowledge, save as

to those matters therein stated on information and belief, and as to those matters believes the same to be true.

J. A. Traus

Petitioner

Subscribed and sworn to before me this 5

day of November

A. D. 1945

Ray E. Bruning

Notary Public,

County, Minnesota

My Commission expires

19

RAY E. BRUNING
Register of Deeds, Stearns Co.
ST. CLOUD, MINN.

CHALLENGE
BOND

13.248

State of Minnesota, } ss.
County of Stearns

Probate Court

In the Matter of the Guardianship of

Mary M. Bauer

Final Account of Guardian

Filed this 5th day of November, 1945

Frank J. Bergstrom
Clerk - Judge of Probate.

No. 3882*

State of Minnesota,
County of Stearns } ss.

13249
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Mathias Joseph Harff, also
known as Mathias J. Harff, and
as Math J. Harff }
Decedent.

PETITION FOR ALLOWANCE AND
PROBATE OF WILL

To the Probate Court in and for said County:

Your Petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of Hastings in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: as son and heir

SECOND—That said decedent was born in the County of Wright and died at St. Cloud County of Stearns, State of Minnesota, on the 22 day of April, 1944, aged 85 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 St. Cloud in the County of Stearns and State of Minn. 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, - \$ | 6. \$ |

That said estate also included real estate of the estimated worth and probable value of \$ 3200 situated in St. Cloud & Rockville in said County of Stearns State of Minnesota, to-wit:

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

A. City Property 612 8 Ave So. St. Cloud Minn.
\$ 2000.00
(Give Area)

(or)

B. Rural Property
\$
(Give Area)

2. Real Estate other than Homestead:

A. City Property 1	Lots without Buildings	\$ 1200.00
City Property	Lots with Buildings	\$
B. Rural Property	Acres improved land	\$
Rural Property	Acres unimproved land	\$

FIFTH—That the probable amount of debts of decedent is \$ 700.00, consisting of last illness and funeral expense.

4820 21 00

SEVENTH—That Michael Lutgen _____ whose Post Office address is _____
 St. Cloud Minn. _____ is named in said Will as executor ^{or} ~~fix~~
 thereof ^{is} ~~and~~ ~~is~~ ~~and~~ ~~competent~~ ~~person~~ ~~to~~ ~~to~~ ~~execute~~ ~~the~~ ~~same~~ ~~and~~ ~~will~~ ~~fix~~ That his resignation
 is hereto attached.
 WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate;
 and that said Arthur J. Harff, Hastings, Minn. _____ be
 appointed executor ^{or} ~~fix~~ thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the
 said Arthur J. Harff.
 Dated April 26 _____, 1914
 Arthur J. Harff _____
 Petitioner.

matters. 26 believe it to be true.

Arthur J. Harff

Subscribed and sworn to before me this 26
day of April, 1944
F. W. Russell
Notary Public Stearns County, Minnesota.
My Commission expires April 19, 1946.

County of plear no

IN PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Starck
Derechink

Petition for Allowance and Probate of Will

Selection of Newspaper

To the Judge of said Court:

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

(Here insert name of newspaper)

Sign your name here)

Filed this 12 day of

May 10 244

Frank Kerns

Clerk—Probate Judge

No. 9914

STATE OF MINNESOTA,
County of Stearns--ss.

IN PROBATE COURT
File No. 13,249

In Re Estate of

Mathias Joseph Harff, also known
as Mathias J. Harff and as Math
J. Harff, Decedent.

Order for Hearing on Petition for
Probate of Will, Limiting Time to
File Claims and for Hearing There-
on

Arthur J. Harff having filed a pe-
tition for the probate of the Will of
said decedent and for the appointment
of Arthur J. Harff as administrator
with the Will annexed, which Will is
on file in this Court and open to in-
spection;

IT IS ORDERED, That the hearing
thereof be had on Friday, the 26th
day of May, 1944, at nine o'clock
A. M., before this Court in the probate
court room in the court house in the
City of St. Cloud, Minnesota, and that
objections to the allowance of said
will, if any, be filed before said time
of hearing; that the time within
which creditors of said decedent may
file their claims be limited to four
months from the date hereof, and
that the claims so filed be heard on
September 8th, 1944, at nine o'clock
A. M., before this Court in the pro-
bate court room in the court house in
the City of St. Cloud, Minnesota, and
that notice hereof be given by publi-
cation of this order in the Cold Spring
Record, a legal newspaper, and by
mailed notice as provided by law.

Dated May 1st, 1944.

(Probate Court Seal)

E. J. RUEGEMER,
Probate Judge

E. W. Russell, Esq.,
Attorney for Petitioner,
Cold Spring, Minnesota.

PRINTER'S AFFIDAVIT OF PUBLICATION

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

STATE OF MINNESOTA,
County of Stearns.

N. V. Honer

, being duly sworn, on oath
says; that he is, and during all the times herein stated has been
the publisher of the newspaper known as Cold Spring Record,
and has full knowledge of the facts hereinafter stated; that for
more than one year prior to the publication therein of the

Order for Hearing on Petition for Probate
of Will, Limiting Time to File Claims
and for Hearing Thereon,

hereinafter described, said newspaper was printed and publish-
ed in the Village of Cold Spring, in the County of Stearns,
State of Minnesota, on Wednesday of each week; that during
all said time said newspaper has been printed in the English
language from its known office of publication within the village
from which it purports to be issued as above stated in column
and sheet form equivalent in space to at least 450 running
inches of single column, two inches wide; has been issued
once each week from a known office established in said place of
publication and equipped with skilled workmen and the neces-
sary material for preparing and printing the same; that during
all said time in its makeup not less than twenty-five per cent of
its news columns have been devoted to local news of interest to
the community it purports to serve; that during all said time it
has not wholly duplicated any other publication, and has not
been entirely made up of patents, plate matter and advertise-
ments; has been circulated in and near its said place of publi-
cation 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 Stearns
County, Minnesota, the affidavit of a person having knowledge
of the facts, showing the name and location of said newspaper
and the existence of the conditions constituting its qualifica-
tions as a legal newspaper.

That the above-mentioned Probate Notice

hereto attached was cut from the columns of said newspaper,
and was printed and published therein in the English language,
once each week for three (3) successive weeks; that
it was first so published on Wednesday, the 3rd day of
May, 1944, and thereafter on Wednesday
of each week to and including the 17th day of

May, 1944; 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

N. V. Honer

Subscribed and sworn to before me this 24th day of
May, 1944.

A. A. Wenner
Notary Public, Stearns County, Minn.

My commission expires Aug. 28, 1948.

A. A. WENNER, Notary Public, Stearns County, Minn.
My Commission Expires Aug. 28, 1948.

0012 0290

13,249

STATE OF MINNESOTA }
County of Stearns }

PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Harsh
Decedent

Printers Affidavit
Will & Claims

FILED THIS 25th DAY
OF May A.D. 1944
Frank R. Herzog
Clerk of Probate

0012 0291

State of Minnesota,

County of Stearns

}

IN PROBATE COURT.

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

Mathias Joseph Harff, also known as Mathias J.
Harff and as Math J. Harff,

Proof of Will

Decedent.

State of Minnesota,

County of Stearns

}

Harry E. Burns

_____, 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 herewith _____, bearing date the 13th _____ day of
August _____ A. D. 19³⁵, and purporting to be the Last Will and Testament of _____

Mathias Joseph Harff, as aforesaid, _____ of the County
of Stearns _____ and State of Minnesota _____ now here presented
for probate; that Harry E. Burns _____ 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 13th _____ day of August _____

A. D. 19³⁵, 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 _____

Louise Meinz

_____ the other subscribing witness _____ thereto, and that deponent and the said
Louise Meinz _____

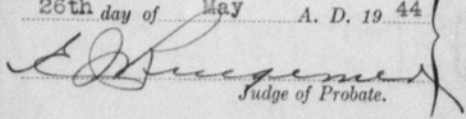
the other subscribing witness _____ did then and there, in the presence of the said decedent, and at his _____ request,
severally subscribe said instrument as witness ^{es} thereto.

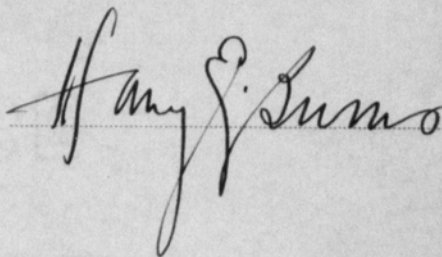
Deponent further says that at the time of the execution of said instrument as aforesaid, the said Decedent was of sound
and disposing mind, memory and understanding, of lawful age and under no restraint to the best of deponent's knowledge,
and as he _____ verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

26th day of May A. D. 19 44


Judge of Probate.



No. 13,249

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Mathias Joseph Harff
Decedent.

TESTIMONY OF

Harry E. Burns
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

26th day of

May 19 44

Frank Henry
Clerk of Probate.

No. 3545*

0012 0293

State of Minnesota,

County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF
Mathias Joseph Harff, also known
as Mathias J. Harff and as
Math. J. Harff,

Decedent

Order Admitting Will to Probate and Appointing
Executor or Administrator with Will Annexed.

The above entitled matter came on to be heard, on the 26th day of May, 19 44
upon the petition of Arthur J. Harff
for the allowance of an instrument filed therewith purporting to be the last will and testament of the above named decedent
and for the appointment of Arthur J. Harff
as Administrator with the Will Annexed,
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 May, 19 44, has been duly served and published as required by law.

SECOND—That said decedent died on the 22nd day of April, 19 44
and at the time of his death was a resident of the City of St. Cloud
in the County of Stearns, State of Minnesota
and left estate in the County of Stearns, State of Minnesota.

THIRD—That the subscribing witness to said purported last will and testament of said decedent, to-wit:
Harry E. Burns

and was 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.

FIFTH—That Michael Lutgen
was appointed in and by said will to be the execut or thereof but that he filed his written
refusal to act, and his consent to the appointment of Arthur J. Harff
in his stead,

and that said person is competent to be appointed Administrator of said estate
with the Will Annexed thereof.

It Is Therefore Ordered, Adjudged and Determined, That said instrument, presented and proved as afore-
said, be, and the same hereby is, established, allowed, and admitted to probate, as the last will and testament of the above
named decedent; and that Arthur J. Harff
be, and he hereby is appointed Administrator of
said estate with the Will Annexed

thereof; and that upon the filing in this Court of the oath prescribed by law and his
bond in the sum of One Thousand and no/100 (\$1000.00) DOLLARS,
with sufficient sureties, conditioned according to law, and the approval thereof by the Judge of this Court letters
of Administration with the Will Annexed

be to him issued.

Dated May 26th, 19 44

A. J. Harff
Probate Judge.

State of Minnesota, }
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Joseph Harff

Decedent.

Order Admitting Will to Probate and
Appointing Executor or Adminis-
trator with Will Annexed.

Filed this 26th day of

May 19 44, and recorded

in Book " 65 " of Orders, Page 448

Frank Herzog
Clerk - Judge of Probate.

I, Mathias Joseph Hartz of St Cloud
in the County of Stearns and State of Minnesota
being of sound mind and memory, do make, publish and declare this to be my Last Will and Testament.

First, I order and direct that my Execut. or hereinafter named, pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

Second, after the payment of such funeral expenses and debts, I give, devise and bequeath my house in Rockville Minn to my son, Arthur John Hartz.

Third: My house in St Cloud goes to Mike Lutgen and I so devise and bequeath it to him.

Fourth: As Margaretha Whitaker has a house which I gave her I bequeath to her of my personal property Two hundred Dollars before a further division is made of said personal property


Fifth: The rest of my personal property I ask to be divided equally share & share alike between my three children & before this division is made all their debts to me are first cancelled

Lastly, I make, constitute and appoint.....

Mike Lutgen

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal the
13th day of August in the year of our Lord one thousand nine
 hundred and thirty five

Mathias Joseph Huff 

THIS INSTRUMENT was, on the day of the date thereof, signed, published and required by the
 said Testator to be his Last Will and

Testament in our presence, who, at his request, have subscribed our names thereto as
 witnesses, in his presence and in the presence of each other.

Harry E. Burns residing at *St Cloud Minn.*

Louise Meier residing at *Rockville Minn.*

Last Will and Testament

OF

Mathias Joseph Huff

Dated

State of Minnesota,
COUNTY OF Stearns

In Probate Court

CERTIFICATE OF PROBATE

Mathias Joseph Harff, also known as Mathias J. Harff, and as Math. J. Harff

IN THE MATTER OF THE ESTATE OF 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 Mathias Joseph Harff, as aforesaid, Decedent, late of said County of Stearns bearing date the 13th day of August 19 35, and being the annexed written instrument, was duly proved before the Probate Court, in and for the County of Stearns aforesaid; and was duly allowed and admitted to probate by said Court according to law; as and for the last Will and Testament of said Mathias Joseph Harff, as aforesaid, 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, Minn. in said County, this 26th day of May 19 44.

[Signature]
Judge of Probate.



State of Minnesota,County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OFMathias Joseph HarffDecedent.

Certificate of Probate of Will

Filed this 26th day of
May 1944, and recorded,
together with the will attached in Book

K of Records of Wills, Page 546

Frank Herzog
Clerk Judge of Probate.

State of Minnesota

County of Stearns

In Probate Court

In the Matter of the Estate of
MATHIAS J. HARFF,
deceased.

RESIGNATION OF EXECUTOR
NAMED IN WILL

I, Mike Lutgen, being the person named in the last will and testament of Mathias J. Harff, as executor, believing it to be for the best interests of the estate that Arthur J. Harff should act as executor instead, do hereby resign and consent to the appointment by the Court of Arthur J. Harff, to act as executor of this estate in my place.

Dated April 27 1944

+ Mike Lutgen

Victor A. Stutman
Lillian Ellsworth

0012 0300

13 249
STATE OF MINNESOTA
COUNTY OF STEARNS

IN PROBATE COURT

In the Matter of the
Estate of
MATHIAS J. HARFF,
Deceased

RESIGNATION OF EXECUTOR
NAMED IN WILL

FILED THIS 26th DAY
OF May A.D. 1944
Frank Herzog
Clerk of Probate

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

1000 2100
0012 0301

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of
Mathias Joseph Harff, also known as
Mathias J. Harff and as
Math. J. Harff,
Decedent.

Letters of Administration with
Will Annexed

To Arthur J. Harff GREETING:

Whereas, You have been appointed administrator with will annexed of the estate of the above named decedent, by order of this court, and have duly qualified as such:

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

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

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

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

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

Witness, The Judge of this Court, and the seal thereof, this 3rd day of June 19 44.

[Signature]
Probate Judge.



State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Harff

Letters of Administration
with Will Annexed
(LONG FORM)

Filed this 3rd day of

June, 19 44, and Recorded

in Book "54" of Letters, Page 126

1 Frank Herzog
Clerk—Judge of Probate Court.

No. 3551*

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 Testamentary in the matter therein entitled, now remaining of record in my office, and that the same is a true and correct copy of said original, and the whole thereof.

WITNESS, my hand and seal of said Court, at

day of

, A. D. 19

this

Probate Judge.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT.

In the Matter of the Estate of
Mathias Joseph Harff, also known as
Mathias J. Harff and Math J.
Harff

BOND

Know All Men by these Presents, That we Arthur J. Harff

of Hastings,

in the County of Dakota State of Minnesota, as principal, and
Russell Swanson and Ed Sontag

of said County and State,

as sureties, are held and firmly bound to Hon. E. J. Ruegemer,

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

One thousand & no/100 - - - DOLLARS,

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

The condition of this obligation is such that if the above bounden

Arthur J. Harff, who has been appointed representative of the
estate of the above named Mathias Joseph Harff 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 be and remain in full force and virtue.

Witness, our hands and seals this 26 day of May, A. D. 1944

Signed, Sealed and Delivered in Presence of

Lorraine Wildes
Ed Steinerwald

Arthur J. Harff (SEAL)
Edwin Sontag (SEAL)
E. Russell Swanson (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota,

County of Dakota

ss.

Be It Known, That on this 26 day of May, A. D. 1944

personally appeared before me a notary public, within and for said county, -
Arthur J. Harff, Russell Swanson and Ed Sontag

to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their
free act and deed, and that they executed the same for the uses and purposes therein expressed.

Lorraine Wildes
Notary Public.

My Commission Expires April 4th 1950.

Dakota County, Minn.

JUSTIFICATION

State of Minnesota,

County of Dakota

} ss.

E. Russell Swanson

of Hastings Minn.

and Ed Sontag

of " "

being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 1000 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Ed Sontag
E. Russell Swanson

Subscribed and sworn to before me this 26 day of May, 1944

Lorraine Wildes
 Notary Public, Dakota
 County, Minnesota.

My Commission Expires 4/4/50

LORRAINE WILDES, Notary Public, Dakota County, Minn.
 My Commission Expires, April 4th 1950.

APPROVAL

I do hereby approve the within Bond, this 3rd day of June, A. D. 1944

(Court Seal)

L. J. Harff
 Judge of Probate.

OATH

State of Minnesota,

County of XXXXXX Dakota

} ss.

I, Arthur J. Harff

do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative of the estate of Mathias J. Harff to the best of my ability. So help me God.

Subscribed and sworn to before me this 26 day of May, A. D. 1944

Lorraine Wildes
 Notary Public.

LORRAINE WILDES, Notary Public, Dakota County, Minn.
 My Commission Expires, April 4th 1950.
 My Commission Expires 19 Dakota County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Joseph Harff
 Decedent

BOND AND OATH OF REPRESENTATIVE

Filed this 3rd day of June 1944

and said Bond recorded in Book X

of Bonds, page 376 of Probate
 Records.

Frank Peterson
 Clerk - Judge of Probate.

State of Minnesota,
Stearns } ss.
County of

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Joseph Harff

Order Appointing Appraisers

Decedent.

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

It is ordered that Leo N. Mainz and

G. F. Eickhoff

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

Dated this 26th day of May, 1944.

(PROBATE COURT SEAL)

E. J. Ruger
Probate Judge.

0012 0306

No. 13,249

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Joseph Harff

Decedent.

Order Appointing Appraisers

Filed May 26th, 1944

Frank Herzog

Probate Judge - Clerk.

No. 357954*

APPROVAL OF SURETIES BY JUDGE OF PROBATE
COURT WHEREIN SURETIES RESIDE

The attached Bond is hereby approved as to sureties by the
undersigned.

Dated May 29 1944.

Edward J. Shinker

Judge of Probate Court
Dakota County, Minn.

00120308

State of Minnesota,

County of **STEARNS**

IN PROBATE COURT

File No. **13249**

In the Matter of the Estate of
Mathias Joseph Harff, also known
as Mathias J. Harff and as Math
J. Harff,
Decedent.

INVENTORY AND APPRAISAL

Date of Death **April 22**, 19**44**

OATH OF APPRAISERS

State of Minnesota,

County of **Stearns**

ss.

I, **Leo H. Meisinger**, and

C. F. Eickhoff, do solemnly swear that I will honestly, faithfully and im-

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

Mathias Joseph Harff

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

Subscribed and sworn to before me this **26**

day of **May**, 19**44**

Notary Public, **Stearns** County, Minn.

My commission expires **19**

(SEAL)

Leo H. Meisinger
C. F. Eickhoff

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Lot Nine (9) in Block Fifty-seven (57), in A. A. Brown's Addition to the City of St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said county -	None - - - - -	\$ 2020⁰⁰
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		\$ _____
Lot Six (6) of Block One (1) of Garding Addition to Rockville, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said county -	None - - - - -	\$ 675⁰⁰
FORWARDED		2695⁰⁰

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$
<i>Total Net Value of Real Estate</i>		\$ 2695.00
Class II—Furniture and Household Goods:		
Misc. furniture and household goods	\$ none	\$
<i>Total Value of Furniture and Household Goods</i>		\$
CLASS III—Wearing Apparel		
Of no value	\$	\$
<i>Total Value of Wearing Apparel</i>		\$
CLASS IV—Corporation Stock		
None	\$	\$
<i>Total Value of Stock</i>		\$

VERIFICATION

State of Minnesota, }
 County of Stearns } ss. Arthur J. Harff

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

Subscribed and sworn to before me this 26
 day of May, A. D. 19 44
 F. W. Russell
 Notary Public, Stearns County, Minn.
 My commission expires April 19, 19 46
 (SEAL)

Arthur J. Harff

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }
 County of Stearns }
 Probate Court of Stearns County, Minnesota, to appraise the estate of

Mathias Joseph Harff, 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 26 day of May, A. D. 19 44

Leo H. Meinz
 C. F. Eickhoff
 Appraisers.

File No. 13,249

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Harff

Decedent.

Inventory and Appraisal

Total Personal	- \$ 129.40
Total Real Estate	- \$ 2695.00
Total Appraisal	- \$ 2824.40

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

Deputy-Treasurer of
 County, Minnesota.

Filed this 23rd day of June, A. D. 19 44

Frank K. Vernon
 Probate Clerk

Attorney.

No. 3387*

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Harff, also known as

Mathias J. Harff and Math J. Harff,

Decedent

INHERITANCE TAX RETURN

Date of death April 22 1944

GENERAL INSTRUCTIONS

This return must be filed with the Probate Court, at or before the time of filing the inventory, by the representative of the estate of every person whose death occurred after April 20, 1939.

All questions must be answered. Where space is insufficient for giving the complete information required, separate sheets should be attached, appropriately marked and referred to by letter or number.

If the estate is, or may be, taxable the return must be made in duplicate and one copy must be delivered to the Commissioner of Taxation under the direction of the Probate Court.

Name and address of the attorney for the estate must appear on the face of the return.

Below appear excerpts from Chapter 338, Session Laws of Minnesota for 1939, amending Mason's Minnesota Statutes of 1927, Section 2295 and Section 2304, relating to Inheritance Tax Return.

"2295 (2). Every representative shall, at the time of filing the inventory as required by law, file with the Probate Court a return under oath, in such form as may be prescribed by the attorney general, of all property within his knowledge and the value thereof at the date of the decedent's death, (a) which the decedent has at any time transferred and which is or may be subject to an inheritance tax, (b) which the decedent held in joint tenancy, (c) which was subject to the exercise of a power of appointment by the decedent. The return shall also contain a list of all policies of insurance on the life of the decedent payable to named beneficiaries, and the amounts thereof, if the total amount thereof exceeds \$32,500."

"2304 (2). In all estates where it appears from the inventory, appraisal and return that an inheritance tax may be imposed, the representative shall, upon the filing thereof, under direction of the court, deliver a copy of each, and of the petition, and will, if any, to the attorney general."

(Note:—Chapter 431, Laws of Minnesota for 1939, transfers duties of attorney general relating to inheritance taxation to the Commissioner of Taxation.)

ALL QUESTIONS ON THIS PAGE MUST BE ANSWERED

INSTRUCTIONS FOR SCHEDULE I

Property held in Joint Tenancy

All personal property of every kind, wherever situated, and all real property situated in Minnesota, held in joint tenancy by the decedent and any other person or persons must be included in Schedule I. If the survivor furnished any part of the consideration the amount and nature of the consideration should be stated. If the property was acquired by the decedent and the survivor as joint tenants, by gift, bequest, devise or inheritance, that fact should be stated. The full value of the property held in joint tenancy should in all cases be given. *Identify the homestead, if any, as such.*

Did the decedent, at the time of his death, own any real or personal property as a joint tenant with the right of survivorship?

Ans. Yes or No.....No.....

INSTRUCTIONS FOR SCHEDULE II

Insurance and Annuities

Schedule II must state all life or accident insurance taken out by decedent and payable on the death of the decedent, to named beneficiaries, where the total amount of insurance payable to named beneficiaries exceeds \$32,500. Insurance payable to the estate of the decedent, whether by the terms of the policy or by reason of the death of the named beneficiary, should be included in Schedule II regardless of the total amount of the insurance payable to named beneficiaries. If any policy was payable only by installments state the terms of the policy with respect to the amount and duration of payments. Schedule all annuities owned by decedent which had a commuted or cash refund value on death.

1. Did the decedent, prior to his death, take out policies of life insurance, payable to named beneficiaries, aggregating in excess of \$32,500?

Ans. Yes or No.....No.....

2. Did the decedent, at his death, have any life insurance payable to his estate?

Ans. Yes or No.....No.....

3. Did the decedent at the time of his death own any annuities which had a commuted or cash refund value?

Ans. Yes or No.....No.....

INSTRUCTIONS FOR SCHEDULE III

Transfers by the Decedent

Schedule III must describe all property which the decedent has at any time transferred and which is, or may be, subject to an inheritance tax. This includes all transfers: (a) In contemplation of death; (b) Intended to take effect in possession or enjoyment at or after death; (c) In trust, where the income, or any part thereof, or the power of revocation, is reserved to the donor.

If the transfer was by deed, give the date of execution and of recording. If the transfer was in trust or to an insurance company for the purchase of an annuity, attach a copy of the instrument or contract and give the age and relationship of all beneficiaries.

1. Did the decedent make any transfer described in the foregoing instructions?

Ans. Yes or No.....No.....

2. Did the decedent, within two years immediately prior to his death, make any transfer of a material portion of his property, without adequate and full consideration in money or moneys worth, in trust or otherwise?

Ans. Yes or No.....No.....

3. Did the decedent, at any time, make a transfer of an amount of \$2500.00 or more, without an adequate and full consideration in money or moneys worth, which the representative believes is not subject to an inheritance tax?

Ans. Yes or No.....No.....

If the answer to question 3 is "Yes" state the date, description of property, value, character of transfer, and motive for making the transfer:

.....
.....
.....
.....
.....

4. Were there in existence at the time of decedent's death any trusts created by him during his lifetime?

Ans. Yes or No.....No.....

INSTRUCTIONS FOR SCHEDULE IV

Powers of Appointment

Under Schedule IV should be stated all property which the decedent at any time held subject to a power of appointment vested in him either by will or by any other instrument. A copy of the instrument granting the power of appointment should be attached and also a copy of the instrument exercising the power of appointment, if not a will previously filed for probate. The return must include all property held subject to a power, whether or not the power was exercised.

If decedent at any time held property subject to a power of appointment prepare a schedule headed "Schedule IV" and give the following information: (1) Date of instrument creating power; (2) Type of instrument creating power; (3) Description of property; (4) Person to whom appointed and relationship to decedent; (5) Estimated value at date of death; (6) If real property county assessor's true and full value at date of death.

1. Did the decedent have power of appointment over any real estate in Minnesota or of any personal property?

Ans. Yes or No.....No.....

2. Did decedent exercise power of appointment?

Ans. Yes or No.....No.....

Estate of Mathias Joseph Harff, also known as
Mathias J. Harff and Math J. Harff

SCHEDULE II
INSURANCE AND ANNUITIES

Note:—See instructions on inside cover page. Answer all questions fully.

Date Taken Out	Number of Policy	Name of Company	Amount payable at death, including post-mortem dividend or commuted or cash refund value of annuities	Name of Beneficiary and Relationship to Decedent	Did Decedent on July 16, 1967 have right to:	
					(1) Change Beneficiary?	(2) Cash Surrender Value?
	NONE		\$			
			\$			

0150 2100

Estate of Mathias Joseph Harff, also known as
Mathias J. Harff and Math J. Harff

SCHEDULE III

TRANSFERS MADE BY DECEDENT DURING LIFE

Note:—See instructions on inside cover page. Answer all questions fully.

Date of Transfer	Description of Property Transferred	How Transferred	Full Name of Transferee	Relationship to Decedent	Liens or encumbrances, etc.	Value at Date of Death	County Assessors true and full value of Real Estate at Date of Death
	NONE				\$ _____	\$ _____	\$ _____
					\$ _____	\$ _____	\$ _____

1160 2100
0012 0317

AFFIDAVIT

I, the undersigned representative of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that, to the best of my knowledge, information and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown in the foregoing schedules are the true and full values as of the date of the decedent's death; and that all statements made herein are true and correct.

(Signature) _____

Arthur J. Harff

903 Vermillion St.

(Address) _____

Hastings, Minn.

Subscribed and sworn to before me this

26 _____ day of

May _____, 19 44.

F. W. Russell
F. W. Russell, Notary Public Stearns County, Minn.
My comm. expires April 19 1946.

August 5, 1939.

Form approved by G. Howard Spaeth
Commissioner of Taxation of Minnesota
By Franklin B. Stevens, Director
Division of Inheritance and Gift Taxes

File No. 13,249

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Mathias Joseph Harff
Decedent

INHERITANCE TAX RETURN

Filed Sept. 8 - 1944
Frank Kerpog
Clerk of Probate Court.

Name

Address

Attorney.

INHERITANCE TAX RECORD—PROBATE COURT

File No. 13,249

Stearns County

Name of Decedent	Date of Death	Place of Death	Name of Executor or Administrator
Mathias Joseph Harff	Apr. 22, 1944	St. Cloud, Minn.	Arthur J. Harff

VALUE OF PROPERTY OF DECEDENT

Estimated in First Petition	Determined by Estate's Appraisers on General Inventory	Determined by Inheritance Tax Appraisers	Fixed by Probate Court
Real \$ 3,200.00	Real \$ 2,695.00	Real \$	Real \$ 2,695.00
Personal \$ none	Personal \$ 129.40	Personal \$	Personal \$ 129.40
Total \$ 3,200.00	Total \$ 2,824.40	Total \$	Total \$ 2,824.40

DISBURSEMENTS DEDUCTED BEFORE DETERMINING TAX

(Do not include bequests under this heading)

(a) Claims against estate allowed by court - - - - - \$	none	Brought forward - - - - - \$	335.10
(b) Expense of last sickness and funeral -	285.10	1. Maintenance of family - - - - -	
(c) Attorney's Fees - - - - -	50.00	2. Selection of widow - - - - -	
(d) Fees of administrator or executor - -		3. Cash paid appraisers - - - - -	285.10
(e) Miscellaneous expenses of administration	Enter in next column	4. Cash paid publication of orders - -	14.40
		5. Cash paid for certified copies - - -	1.50
		6. Cash paid for recording - - - - -	1.50
		7. Cash paid taxes (if lien) - - - - -	13.61
		8. Federal Estates Tax - - - - -	
		9. Witness to Will	1.12
Total carried to next column - - \$	335.10	Total disbursements - - - - - \$	367.23
		Net Estate for distribution - - - - - \$	2,457.17

HEIRS AT LAW—LEGATEES AND DEVISEES BY WILL

Date Tax paid _____

Name	Residence	Relationship	Amount of Legacy (Personal Property)	Estimated Value of Real Property Devised	Inheritance Tax Assessed
Arthur John Harff	Hastings	Son	\$ none	\$ 437.17 285.10	\$ none
Mike Lutgen	St. Cloud	Husband of Daughter	none	2,020.00	30.60

File No. 13,249

PROBATE COURT

Stearns

COUNTY

INHERITANCE TAX REPORT

Name of decedent:

Mathias Joseph Harff

I hereby certify that the within is a true and correct transcript from the INHERITANCE RECORD in my office.

Dated at _____ this
day of _____ 193__

Judge of Probate.

Received and filed this

day of _____ 193__

(Send this report to State Auditor and to
Attorney General on Determining Tax)

Filed This 29 Day of Jan
194 5, and Recorded in Book 111
on Page 415 thereof.

Clerk of Probate

STATE AUDITOR

No. _____ Paid _____ 19__

\$ _____ Draft No. _____

Date of Death _____ 19__

0012 0321

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Joseph Harff
Decedent.

Order Determining Inheritance Tax

The above entitled matter duly came on for consideration by this Court for the determination of the amount of the inheritance tax to be paid by the—heirs-at-law—legatees, devisees and beneficiaries—of the above named decedent who died on the 22nd day of April, 1944, and it appearing that more than thirty (30) days had elapsed since the furnishing to the Commissioner of Taxation of a copy of the General Inventory and Appraisal herein; and after examining the files and records in said estate and having duly considered the same—including the report of the inheritance tax appraisers—and such other proof relating to the matter before this Court,

IT IS HEREBY ORDERED, ADJUDGED AND DETERMINED as follows:

1. That the full and true value of the entire estate of the decedent is - - - - \$ 2,824.40
2. That the properly deductible expenses of administration, funeral expenses and claims duly allowed and paid are - - - - \$ 367.23
3. That the net value of the estate for distribution is - - - - \$ 2,457.17
4. That the full and true value of all inheritances, bequests, devises and legacies from the decedent, and the amount of tax to which each is liable are as follows:

Inheritance of Arthur John Harff
(Name of heir or legatee)

Relation to decedent Son

Full and true value of legacy or inheritance	- - - - -	\$ 437.17
Exemption	- - - - -	\$ 5,000.00
Amount subject to tax	- - - - -	\$ none
Tax on same	- - - - -	\$ none

Inheritance of Mike Lutgen
(Name of heir or legatee)

Relation to decedent Husband of daughter of decedent.

Full and true value of legacy or inheritance - - - - - \$ 2,020.00
Exemption - - - - - \$ 1,000.00
Amount subject to tax - - - - - \$ 1,020.00
Tax on same - - - - - \$ 30.60

Inheritance of _____
(Name of heir or legatee)

Relation to decedent _____

Full and true value of legacy or inheritance - - - - - \$ _____
Exemption - - - - - \$ _____
Amount subject to tax - - - - - \$ _____
Tax on same - - - - - \$ _____

Inheritance of _____
(Name of heir or legatee)

Relation to decedent _____

Full and true value of legacy or inheritance - - - - - \$ _____
Exemption - - - - - \$ _____
Amount subject to tax - - - - - \$ _____
Tax on same - - - - - \$ _____

Inheritance of _____
(Name of heir or legatee)

Relation to decedent _____

Full and true value of legacy or inheritance - - - - - \$ _____
Exemption - - - - - \$ _____
Amount subject to tax - - - - - \$ _____
Tax on same - - - - - \$ _____

Inheritance of _____
(Name of heir or legatee)

Relation to decedent _____

Full and true value of legacy or inheritance - - - - - \$ _____
Exemption - - - - - \$ _____
Amount subject to tax - - - - - \$ _____
Tax on same - - - - - \$ _____

Inheritance of
(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of
(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of
(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of
(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of
(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of

(Name of heir or legatee)

Relation to decedent

Full and true value of legacy or inheritance - - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DETERMINED that the total amount of inheritance tax due from said estate to the State of Minnesota is - - - - - \$ 30.60

and that all of the inheritance taxes herein determined bear interest at the rate of seven per cent ⁶ (7%) per annum from the

22nd day of July, 1945.

WITNESS MY HAND AND THE SEAL of said Probate Court this 29th

day of January, 1945.

L. O. Ruess
Judge of Probate.

Stearns

County, Minn.

INSTRUCTIONS

1. The Court in making this Order judicially determines the value of the property. It is not bound by the values fixed by the appraisers on the General Inventory.
2. A reasonable amount allowed for the support of the widow and her family out of her deceased husband's estate, pending administration thereof, "not exceeding \$5,000," and the personal property which she, as widow, is entitled by law to select out of the estate, are not subject to the inheritance tax. The widow of a testate who renounces the will and elects to take her statutory one-third must pay the tax thereon less the exemption specified in the law. (137 Minn. Rep. 238.)
3. The Federal Estates tax is a proper deduction. (139 Minn. Rep. 210.)
4. Repairs to real estate and costs of insurance are not proper deductions.
5. All inheritances, whether entirely exempt or not should be included in this Order, the word "none" inserted to indicate where no tax is imposed on a particular legacy because of its exemption.
6. A duplicate of this Order is to be furnished the Attorney General with the Notice of the making and filing of the Order.
7. The foregoing form of Order is hereby approved.

State of Minnesota,

County of Stearns

PROBATE COURT

ORDER DETERMINING
INHERITANCE TAX

In the Matter of the Estate of

Mathias Joseph Harff

Decedent.

Filed this 29th day of

January, 1945, and re-

corded in Book " 7 " of Orders,

Page 341

Clerk of Probate.

No. 1768*

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

FEB 9 1945

In the Matter of the Estate of

Mathias Joseph Harff
Decedent

NOTICE OF ORDER DETERMINING INHERITANCE TAX

To the Commissioner of Taxation of Minnesota, the Treasurer of the above named County and to all other persons interested in the above named estate:

You are hereby notified that the above named Court by an order made and filed on the 29th day of January, 1945, assessed and determined the inheritance taxes due the State of Minnesota from the above named estate and from all heirs and beneficiaries thereof.

Dated this 29th day of January, A. D. 1945.

(L. S.)

[Signature]
Judge of Probate.
Stearns County, Minnesota.

Due service of the above notice by copy is hereby admitted at St. Cloud, Minnesota this 29th day of January, A. D. 1945.

[Signature]
Treasurer of Stearns County, Minn.

Due service of the above notice by copy is hereby admitted at St. Paul, Minn., this day of , A. D. 19.

State Auditor.

By

Due service of the above notice and of the order determining inheritance tax by copy of each is hereby admitted at St. Paul, Minn., this day of , A. D. 19.

G. HOWARD SPAETH,
Commissioner of Taxation.

By

[Signature]
Director

Due service of the above notice by copy is hereby admitted at this day , A. D. 19.

Attorney for Estate of above named Decedent.

A Copy of the Order of the Court Determining the Tax shall accompany this Notice to the Commissioner of Taxation.

0012 0326

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mathias Joseph Harff

Decedent.

Notice of Order Determin-
ing Inheritance Tax

Filed this day of

....., 19.....

Clerk—Judge of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of
Mathias Joseph Harff, also known-
as Mathias J. Harff and as
Math J. Harff, Decedent,

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 5th day of January, 1945, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney, F. W. Russell, Esq., and no one appeared in opposition.

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the 10th day of November, 1944, in the Cold Spring Record, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

RECEIPTS

Personal estate as described in the inventory	\$ 129.40
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$ 24.00
Cash from interest and profits	\$
Cash from other sources	\$
Advanced by Arthur John Harff to close estate	\$ 213.83
	\$
Total receipts from all sources	\$ 367.23

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 68.52
Expenses of last sickness	\$ 65.10
Funeral expenses	\$ 220.00
Taxes	\$ 13.61
Claims of creditors of decedent	\$
Legacies	\$
	\$
Residue on hand for distribution	\$ none
Total credits	\$ 367.23

No. 13,249

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Mathias Joseph Harff

Decedent

Order Allowing Final Account.

Filed this 5th day of

January, 19 45, and

recorded in Book No. 88 of Orders,

on Page 229

Frank Herzog

Clerk-Judge of Probate.

No. 3503*

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 us and for the final account of said representative of said estate.

Dated January 5th, 19 45

By the Court,

Frank Herzog
Probate Judge.

6230 2100

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

File No. 13,249

In the Matter of the Estate of
 Mathias Joseph Harff, also known as }
 Mathias J. Harff and as Math J. }
 Harff, }
 Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 5th day of January, 1945, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by attorney... F. W. Russell, Esc.,
 and no one appeared in opposition thereto.

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

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

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

and that said representative has filed his final account herein which has been settled and allowed by the Court. That all inheritance taxes determined by the Court to be due the State of Minnesota have been paid.

THIRD—That said decedent died testate on the 22nd day of April, 1944, and at the time of his death decedent was a resident of the County of Stearns and State of Minnesota.

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

(A) Personal property of the value of \$ - - - - comprising the following items:

The administrator of this estate advanced the sum of \$213.83 in cash to close the estate. There remains in his hands the following personal property inventoried, and appraised as follows: - all of which should be assigned to Arthur J. Harff, said administrator:

Promissory notes: Theo. Schoemer note of \$200 dated 6-4-28, inventoried and appraised at balance with interest	\$ 88.65
Note of Elisabeth T. Bestgen, dated 6-5-30, amt. \$50.00 appraised at no value	- - -

Closed Bank Certificates:

#1590 Zapp State Bank bal. unpaid \$20.53	20.53
#1350 Zapp State Bank bal. unpaid \$20.22	20.22

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

Lot numbered Nine (9) in Block Fifty-seven (57), in A. A. Brown's Addition to the City of St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota, which was bequeathed to Mike Lutgen, son-in-law of decedent.

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

Lot numbered Six (6) in Block numbered One (1), of Garding's Addition to Rockville, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota, which was bequeathed to Arthur John Harff, son of said decedent.

FIFTH That the following named persons are the devisees and legatees

of said decedent, and are all of the persons entitled to the residue of said estate of said decedent, to-wit: in accordance with the last will and testament of decedent:-

Mike Lutgen (husband of Josephine Lutgen)
Arthur John Harff, son of decedent.

~~That said estate be divided equally between said Mike Lutgen and said Arthur John Harff.~~

Now, Therefore, On motion of F. W. Russell, Esq.,
attorney for the

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

All thereof to Arthur J. Harff, absolutely.

EEEO 2100

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:

The Homestead of decedent hereinabove described to Mike
Lutgen, in fee simple.

The other real estate of decedent to Arthur John Harff,
in fee simple, forever.

To Have and to hold the same, together with all the hereditaments and appurtenances therunto 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, Minn., this 5th day of January, 1945.

Arthur J. Harff
Probate Judge



State of Minnesota,

County of } ss.

PROBATE COURT

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

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

of the Probate Court.



File No. 13,249

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
Mathias Joseph Harff
Deceased.

Final Decree of Distribution

Office of Register of Deeds,
State of Minnesota.

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

Register of Deeds.

By Deputy.

Transfer entered this
day of , 19 .

County Auditor.

By Deputy.

Filed this 5th day of January, 1945, and recorded in Book 87
of Decrees, page 231

Frank S. Seng

Judge-Clerk of Probate Court.

No. 8881