



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

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13,250

State of Minnesota,
County of Stearns

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent.

Order Granting Administration

The petition of Alma R. Legler praying that letters of
administration upon said estate be granted to F. S. Parker

came duly on for hearing at a Special Term of this Court, held on the
26th day of May 1944. Said petitioner appeared
by her attorney, L. L. Kells, Esq.,

and no one appeared in opposition.

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

First: That notice of said hearing has been given and served by the publication of the order for said hearing issued
herein in the Sauk Centre Herald

as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 7th day of July, 1943.

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

Fourth: That F. S. Parker is ~~by law~~ a suitable and
competent person, to administer upon said estate.

Wherefore, It is ordered that said petition be granted and F. S. Parker
be and hereby is appointed administrator of the estate of said decedent, and
that letters of administration issue to him upon his filing the
oath by law required and a bond in this Court in the penal sum of
Five Hundred --- (\$500.00) --- Dollars, with sureties to be approved by the Judge of this
Court conditioned according to law.

By the Court,

Dated May 26th, 1944

(Court Seal)

[Signature]
Judge of Probate.

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Henry Legler

Decedent.

Order Granting Administration

Filed the 26th day of
May 19 44

Recorded in Book 757 of orders

page 165

Frank Herzog
Clerk ~~and~~ of Probate.

STATE OF MINNESOTA, }
COUNTY OF STEARNS } ss

Order for Hearing on Petition for Administration, Limiting Time to File Claims and for Hearing Thereon.

STATE OF MINNESOTA, County of Stearns, ss.

IN PROBATE COURT
File No. 13,250
In Re Estate of Henry Legler, Decedent.

Aima R. Legler having filed herein a petition for general administration stating that said decedent died intestate and praying that F. S. Parker be appointed administrator;

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, 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 Friday, the 8th day of September, 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 notice hereof be given by publication of this order in the Sauk Centre Herald, a legal newspaper, and by mailed notice as provided by law.

Dated May 1st, 1944.

E. J. Ruegemer,

Probate Judge.

(Probate Court Seal)

L. L. Kella, Esq.

Attorney for Petitioner.

Sauk Centre, Minnesota.

Published May 4, 1944.

E. J. Fleming, being duly sworn, on oath says; that he is, and during all the times herein stated has been the Manager of the newspaper known as Sauk Centre Herald, 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 Administration Limiting Time to*

hereinafter described, said newspaper was printed and published in the City of Sauk Centre, 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 City 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 Thursday each week from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local 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 qualifications as a legal newspaper.

That the *Order for Hearing* hereto attached was cut from the columns of said newspaper, and was printed and

published therein in the English language, once each week, for *three*

successive weeks; that it was first so published on Thursday the *4th* day of

May 19*44*; and thereafter on Thursday of each week to and including the

28th day of *May* 19*44*; 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 Six Point

Subscribed and sworn to before me this *14th* day of *May* 19*44*

L. L. Kella (L. L. Kella)
Notary Public, Stearns County, Minnesota.

My commission expires *Jan. 6th* 19*48*

13,250

Affidavit of Publication
of

Sauk Centre Herald

Of Hearing on
Adm. & Claims

Henry Regler
Dec'd

FILED THIS 26th DAY
OF May A.D. 19 44
Frank Keryog
Clerk of Probate

0013 0337

State of Minnesota,
County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler,

Decedent.

State of Minnesota,
County of Stearns

} ss.

L. L. Kells

Order for Hearing on Petition for
Administration, Limiting Time to
File Claims and for Hearing
Thereon.

STATE OF MINNESOTA, County
of Stearns, ss.

IN PROBATE COURT

File No. 13,250

In Re Estate of Henry Legler,
Decedent.

Alma R. Legler having filed
herein a petition for general admin-
istration stating that said decedent
died intestate and praying that F.
S. Parker be appointed administra-
tor;

IT IS ORDERED. That the hear-
ing 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, Min-
nesota, that the time within which
creditors of said decedent may file
their claims be limited to four mon-
ths from the date hereof, and that
the claims so filed be heard on Fri-
day, the 8th day of September, 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 notice
hereof be given by publication of
this order in the Sauk Centre
Herald, a legal newspaper, and by
mailed notice as provided by law.
Dated May 1st, 1944.

E. J. Ruegamer,
Probate Judge.

(Probate Court Seal)
L. L. Kells, Esq.
Attorney for Petitioner.
Sauk Centre, Minnesota.
Published May 4, 11, 13, 1944.

me this *qtd*, 19 44.

day of

May

[Signature]
Notary Public, Stearns County, Minn.

E. S. COOPER

L. L. Kells

My commission expires

Notary Public, Stearns County, Minn.

My Commission Expires Feb. 7, 1947

State of Minnesota,
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler,

Decedent.

State of Minnesota,
County of Stearns

L. L. Kells

being duly sworn, on oath says; that he is the attorney for the petitioner
in the matter above entitled and has full knowledge of the facts herein set forth; that

on the day of May 19 44, he mailed a true
hereto attached and made a part hereof by enclosing it in a sealed envelope and
at the City of Sauk Centre

prepaid, addressed to each of the following named persons at their respective addresses
the heirs at law of the above named decedent all of the legatees and devisees
whose names and addresses he has been able to ascertain after due diligence, to-wit:
Addresses Names Addresses

515 State Street, Boise, Idaho

538-4th Ave. No. Fargo, North Dakota

Box 215, McCall, Idaho

Order for Hearing on Petition for
Administration, Limiting Time to
File Claims and for Hearing
Thereon.

STATE OF MINNESOTA, County
of Stearns, ss.
IN PROBATE COURT
File No. 13,250
In Re Estate of Henry Legler,
Decedent.

Alma R. Legler having filed
herein a petition for general admin-
istration stating that said decedent
died intestate and praying that F.
S. Parker be appointed administra-
tor.

IT IS ORDERED, That the hear-
ing 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, Min-
nesota, that the time within which
creditors of said decedent may file
their claims be limited to four mon-
ths from the date hereof, and that
the claims so filed be heard on Fri-
day, the 8th day of September, 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 notice
hereof be given by publication of
this order in the Sauk Centre
Herald, a legal newspaper, and by
mailed notice as provided by law.

Dated May 1st, 1944.

E. J. Ruegemer,
Probate Judge.

(Probate Court Seal)

L. L. Kells, Esq.,
Attorney for Petitioner,
Sauk Centre, Minnesota.
Published May 4, 11, 18, 1944.

me this

9th

day of May, 19 44.

Notary Public, Stearns County, Minn.

F. S. COOPER

My commission expires

Notary Public, Stearns County, Minn.

My Commission Expires Feb. 7, 1947

L. L. Kells

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Henry Legler

LETTERS OF ADMINISTRATION

Decedent.

F. S. Parker

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

Now therefore, the said F. S. Parker

is hereby appointed administrator of the estate of Henry Legler

decedent, with full powers and duties as follows:

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

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

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

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

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

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

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

Dated June 1st, 19 44 By the Court,



[Signature]
Judge of Probate.

State of Minnesota,

County of

}

IN PROBATE COURT

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

WITNESS, My hand and the seal of said Court, at _____

day of _____

, A. D. 19 ____

this

Judge of Probate.

IN PROBATE COURT

In the Matter of the Estate of

Henry Legler

LETTERS OF ADMINISTRATION

Filed this 1st day of

June, 19⁴⁴ and

recorded in Book _____ of Letters

on page 27

Man K. Herzog
Clerk-Judge of Probate.

State of Minnesota } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler, Deceased

BOND

Know all Men by these Presents, That we F. S. Parker
of Sauk Centre, Minnesota
in the County of Stearns State of Minnesota, as principal, and
Ben DuBois and J. F. Cooper
of said County and State,
as sureties, are held and firmly bound to Honorable E. J. Ruegener
Judge of Probate of the County of Stearns, Minnesota, in the sum of
Five Hundred and no/100 \$500.00 DOLLARS,
lawful money of the United States, to be paid to 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, execu-
tors and administrators, jointly and severally, firmly by these presents.

The condition of this obligation is such that if the above bounden F. S. Parker
who has been appointed representative of the
estate of the above named Henry Legler 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

L. L. KellsValeria Van Heel

F. S. Parker (SEAL)
Ben DuBois (SEAL)
J. F. Cooper (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 F. S. Parker, Ben DuBois and J. F. Cooper

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

L. L. Kells
Notary Public, Stearns County, Minn.
My commission expires Jan 6, 1948
My commission expires Stearns County, Minn.

0013 0343

JUSTIFICATION

State of Minnesota, } ss.
 County of Stearns }
Ben DuBois of Sauk Centre, Minnesota,
 and J. F. Cooper of Sauk Centre, 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 exclu-
 sive of his property exempt from execution.
 Subscribed and sworn to before me this 29th day of May, 1944,
L. L. Kells
 Notary Public, Stearns
 County, Minnesota. L. L. Kells
 My Commission Expires Jan. 6, 1948

APPROVAL

I do hereby approve the within Bond, this 1st day of June, A. D. 1944
E. J. Legler
 (Court Seal) Judge of Probate.

OATH

State of Minnesota } ss.
 County of Stearns }
 I, F. S. Parker
 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 Henry Legler
 to the best of my ability. So help me God.
 Subscribed and sworn to before me this 29th day of May, A. D. 1944
L. L. Kells (L. L. Kells)
 Notary Public.
 My commission expires January 8th, 1948 Stearns County, Minn.

State of Minnesota

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent—DECEASED

BOND AND OATH OF
 REPRESENTATIVE

Filed this 1st day of

June, 1944

and said Bond recorded in Book X
 of Bonds, page 369 of Probate
 Records.

L. L. Kells
 Clerk—Judge of Probate.

L. L. Kells
 Attorney for Administrator
 Sauk Centre, Minn.

13,250

STATE OF MINNESOTA,
County of Stearns }

IN PROBATE COURT
File No. 13,250

IN RE ESTATE OF

Henry Legler

Decedent. }

Order for Hearing on
Final Account

THE STATE OF MINNESOTA to all persons interested in the final account and distribution of the estate of said decedent.

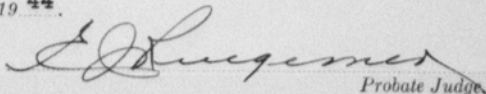
The representative of the above named estate having filed his final account and petition for adjustment and allowance thereof and for distribution to the persons thereunto entitled.

THEREFORE you and each of you are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Room in the Court House in the City of St. Cloud, Minn., on the 24th day of November, 1944, at 9 o'clock A. M., why said petition should not be granted.

Notice of this order shall be given by publication of this order in the Sauk Centre Herald, a legal newspaper and by mailing a copy thereof to each of the heirs, legatees and devisees of said decedent at least fourteen days before the day of said hearing.

Dated October 25th, 19 44.

(COURT SEAL)


Probate Judge

L. L. Kells, Esq.

Attorney for Petitioner

Sauk Centre, Minnesota.

0013 0345

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Order for Hearing on Final Account
and Petition for Distribution

Filed this 25th day of

October, 1944, and

recorded in Book of Orders

at Page

Frank Herzog

Clerk ~~Miner~~ of Probate

0013 0346

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

~~Was~~ Decedent.

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

Your Petitioner respectfully represents and shows to the Court:

1. That he is the representative of the estate above named.
2. That the bond filed by him herein as such representative, pursuant to order of this Court is **personal surety** 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 Administration	- - - - -	\$	175.00
Funeral expenses	- - - - -	\$	
Expenses of last sickness	- - - - -	\$	
} Believe these were paid by widow but am not advised as to amount. af			
Taxes	- - - - -	\$	26.00
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:

Value as Fixed
by Appraisers

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

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

N O N E

\$

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-FOURTH INTEREST IN AND TO

Lots Numbered Seven (7) and Eight (8) of
Block Numbered One (1), of James' Addition
to Sauk Centre, according to the plat of
said Addition on file and of record in the
Office of the Register of Deeds of said
County of Stearns.

\$

State of Minnesota, } ss.
County of Stearns

F. J. Parker

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.

F. J. Parker

Subscribed and sworn to before me this

2nd day of June 1944

J. L. Kells (L. L. Kells) Notary Public.

Stearns County, Minnesota.

My Commission expires 1/16/48

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 to _____

_____ 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.

No. 13750
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent.

Petition for Order to Sell,
~~Mortgage or Lease Land~~

Filed this 20th day of

June 1944

Frank Kells

Probate Clerk.

MADE IN ST. CLOSD BY THE PROBATE CLERK. 18-1-37

L. L. Kells
Attorney for Petitioner
Sauk Centre, Minnesota

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT.

File No. 13,250

In the Matter of the Estate of

Henry Legler

Decedent.

Order of License to Sell Land
At Private Sale.

The above entitled matter came on to be heard by the Court on the 14th
day of July, 1944, upon the petition of F. S. Parker
as representative
(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 Sauk Centre Herald, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—That the said representative appeared at said hearing in person and by his attorney, L. L. Kells, 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 F. S. Parker
as representative 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 of land situate and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

AN UNDIVIDED ONE-FOURTH INTEREST IN AND TO:

Lots numbered Seven (7) and Eight (8) of Block numbered One (1), of James' Addition to Sauk Centre, according to the plat of said Addition on file and of record in the office of the Register of Deeds of said County of Stearns.

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

Dated at St. Cloud, Minnesota, this 14th day of July, 19 44.

E. J. Ferguson
Judge of Probate.

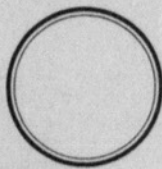
State of Minnesota, }

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. 13,250

State of Minnesota, }
County of Stearns ss.

PROBATE COURT.

In the Matter of the Estate of
Henry Legler

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 _____.

Register of Deeds.

By _____ Deputy.

Filed this 14th day of July, 19 44, and recorded in Book 81 of Orders, Page 212.

Frank Ferguson
Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

STATE OF MINNESOTA)
COUNTY OF STEARNS)SS

IN PROBATE COURT

In the Matter of the Estate of
Henry Legler, Deceased

PETITION FOR AUTHORITY TO
PROBATE ESTATE OF
MABEL C. LEGLER

To Honorable E. J. Ruegamer, Judge of the above named Court:

This petitioner, the representative of the estate of the above named decedent, respectfully represents and shows:

1. That the only asset of this estate was an undivided one fourth of Lots 7 and 8, of Block 1 of James Addition to Sauk Centre, Stearns County, Minnesota.
2. That the said premises have been sold and it is necessary to complete the title thereto.
3. That the said premises were owned by Jane S. Parker, who died and by Final Decree, issued in this Court, the said premises were assigned to the said Mabel C. Legler, daughter of said Parker and other persons. The said Final Decree is dated March 5th, 1928.
4. That the said Mabel C. Legler died on November 23rd, 1934 intestate and her undivided one fourth of the said premises descended to the above named, Henry Legler.
5. That the estate of the said Mabel C. Legler has never been probated and that, in order to complete the title of the said premises, it is necessary to obtain a Decree of descent showing the descent of her undivided one fourth interest in said premises to the said Henry Legler.
6. That this petitioner, in selling the said premises to Rose Catherine Hoeschen, in the estate of the said Henry C. Legler, agreed to furnish said Hoeschen a good and complete title of said premises.

WHEREFORE PETITIONER PRAYS that he be authorized to carry on and complete proceedings in the estate of the said Mabel C. Legler, to determine the descent of the said premises from the said Mabel C. Legler to said Henry Legler and to pay the expenses thereof out of the assets of the estate of the said Henry Legler.

Frank S. Parker

STATE OF MINNESOTA)
COUNTY OF STEARNS)SS

Frank S. Parker, being first duly sworn, deposes and says: - That he is the administrator of the estate of Henry Legler, Deceased, and the person who signed the foregoing Petition; that he has read the same and knows the contents thereof, and that the facts set forth therein are true.

Frank S. Parker

Subscribed and sworn before me
this 11th day of August, 1944

L. L. Kells

L. L. KELS
Notary Public, Stearns County, Minn.
My Commission Expires Jan. 6, 1948.

13,250

In Probate Court

In the Matter of the Estate
of
Henry Legler, Deceased

STATEMENT FOR AUTHORITY TO
PROBATE ESTATE OF MABEL C.
LEGLER

FILED THIS 15th DAY
OF August A.D. 1944
Frank Kells
Clerk of Probate

L. L. Kells
Attorney for Petitioner
Sauk Centre, Minnesota

0013 0354

STATE OF MINNESOTA
COUNTY OF STEARNS)SS

IN PROBATE COURT

In the Matter of the Estate of
Henry Legler, Deceased

ORDER AUTHORIZING PROBATE OF ESTATE
OF MABEL C. LEGLER

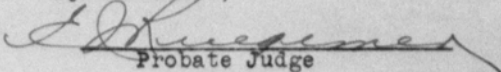
The Petition of administrator of this estate has been filed and considered. It asks that the administrator be authorized to probate the estate of Mabel C. Legler, in order to complete the title of the real estate of this decedent, which is being sold in this administration proceeding.

The said Mabel C. Legler died in 1934 and owned the said premises. Her estate has never been probated. The above named, Henry Legler, is claimed to be her only heir at law and, in order to complete his title of the said premises, it is necessary to probate her estate.

It is therefore ordered that the administrator of this estate is authorized to carry on and complete proceedings to determine the descent of the property of the said Mabel C. Legler and to pay the expense thereof out of the assets of this estate.

Dated August 15th, 1944.

By the Court,


Probate Judge

13,250

In Probate Court

R

In the Matter of the Estate
of Henry Legler Deceased

ORDER AUTHORIZING PROBATE
OF ESTATE OF MABEL C.
LEGLER

FILED THIS 15th DAY
OF August A.D. 1944

Frank Herzog
Clerk of Probate

L. L. Kells
Attorney for Petitioner
Sauk Centre, Minnesota

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent—~~Wank~~Oath of Appraisers and Appraisal
of Lands Under Order for Sale.

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns } ss.

I, William M. Parker

and I, Ben DuBois, 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
Decedent under and pursuant
to that certain order for sale of said lands at private sale, made by the above named Court on the 14th day
of July, 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

11th day of August 1944

L. L. Kells (L. L. Kells)
Notary Public.

Stearns County, Minn.

My Commission Expires Jan. 6th 1948

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
to sell certain lands
belonging to the above named Decedent, dated
the 14th day of July 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 thereafter did appraise at their true and full value in cash those certain tracts or parcels of land lying and being
in the County of Stearns State of Minnesota, described in said order for sale,
as follows, to-wit:

AN UNDIVIDED ONE FOURTH INTEREST IN AND TO:

Lots Numbered 7 and 8 of Block Numbered 1, of James
Addition to Sauk Centre, according to the plat of
said addition, on file and of record in the Office of
the Register of Deeds of said County of Stearns.

\$400.00

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

Dated August 11th 19 44

Respectfully submitted,

[Handwritten signatures of appraisers]

Appraisers.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent - ~~Howard~~

OATH OF APPRAISERS AND AP-
PRaisal OF LANDS UNDER
ORDER FOR SALE

Filed this 15th day of

August, 19 44

[Handwritten signature: Frank H. Hays]

Probate Clerk

MADE AT ST. CLOUD BY THE FIRST COURT CO. 323-500-12-37

L. L. Kells
Saug Centre, Minn.

13.250

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 representative

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

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

Dated at St. Cloud, Minnesota, this 17th day of August, 19 44.

[Signature]
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. 13,250

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Henry Legler

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 17th day of August, 19 44, and recorded in Book 92 of Orders, Page 363.

[Signature]
Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

Recording Fee \$1.50.

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of
Henry Legler, Deceased }

REPORT OF SALE OF LAND AT PRIVATE
SALE UNDER LICENSE

Your petitioner respectfully reports to the court his proceedings under that certain order of license granted to him in the above entitled matter on the 14th day of July, 1944, to sell at private sale the lands of said Henry Legler hereinafter described, as follows, to-wit:

First—That before making sale of the real estate hereinafter described under said order of license, he took, subscribed, and filed in this court the oath required by law and said order of license; and executed and filed in this court his bond required by law and the said order of license, which bond was approved by the Judge of this court.

Second—That before making sale of said real estate under said order of license, he caused the same to be re-appraised by William M. Parker and Ben DuBois the appraisers appointed in said order of license to appraise the same, and the appraisal thereof to be filed in this court. (1)

Third—That on the 16th day of August, 1944, he, pursuant to said order of license, sold to Rose Catherine Hoeschen of Sauk Centre, Minnesota th~~at~~ tract or parcel of land, described in said order of license, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

An undivided one fourth interest in and to

Lots Numbered Seven (7) and Eight (8) of Block Numbered One (1), of James Addition to Sauk Centre, according to the plat of said addition on file and of record in the office of the Register of Deeds of said county of Stearns.

for the sum of Four Hundred Fifty and no/100 Dollars,

to be paid as follows, to-wit:-----

Cash upon delivery of deed and abstract showing good and marketable title,

This sale was made by a real estate broker, William M. Parker, and he will receive a commission of five percent (5%).

The owners of the other undivided three fourths of the premises are selling their interests to the same buyer on the same price basis and terms and conditions.

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 licence.

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

Dated August 16th, 19 44

Frank J. Parker
Representative and Petitioner.

State of Minnesota, }
County of Stearns } ss.

Frank S. Parker

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.

Frank S. Parker

Subscribed and sworn to before me this

10th day of August, 1944

L. L. Kells L. Kells)
Notary Public.

Stearns County, Minn.

My commission expires Jan. 8th, 1944

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

NOTE (2) If different tracts are sold to different persons, here repeat statement of sale to each in form as last above.

13,250

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Henry Legler

Report of Sale of Land at Private
Sale Under License

Filed this 17th day of

August, A. D. 1944

Frank Veroy
Clerk ~~Judge~~ of Probate.

0013 0364

STATE OF MINNESOTA

)ss

COUNTY OF STEARNS

IN PROBATE COURT

*****g

In the Matter of the Estate of *

Henry Legler, Deceased. *

INTERROGATORIES

FOR

DEPOSITION

The following interrogatories are submitted to be answered by Alma R. Legler, by and on behalf of the representative of the above entitled estate, to-wit:

1. Please state your name, occupation and place of residence.
2. What was your relationship to Henry Legler during his lifetime and at the time of his death?
3. Do you know his family history including knowledge of all children, grandchildren and other issue which were born to him?
4. Please give the names and addresses of all children of Henry Legler who were living at the time of his death.
5. Did Henry Legler have any children who died before he did?
6. If any of his children died before he did, did they or any of them leave children (who would be grandchildren of Henry Legler) who were living at the time of his death? If so please give their names and addresses and ~~state~~ state their relationship to Henry Legler.
7. Did Henry Legler leave surviving him, any descendants more remote than grandchildren and whose parents and grandparents (Henry's children) had died before Henry Legler did? If so, give their names and addresses, the names and places of death of their parents and grandparents so as to trace the said descendants to Henry Legler.
8. Are any of the children of Henry Legler less than 21 years of age?
9. Are any of the grandchildren of Henry Legler (the parents of which grandchildren died before Henry did) and whom you have heretofore named, less than 21 years of age?
10. Please state any other facts, within your knowledge, which you think ~~relevant~~ are pertinent to show who are the descendants of Henry Legler, who are entitled to share in his estate?
11. Has the funeral expense of Henry Legler been paid and, if so, by whom?
12. Does the one who paid this funeral expense make any claim against his estate for reimbursement out of such estate?
13. Has there been any administration proceeding of the estate of Henry Legler other than one which is being carried on in the Probate Court, of Stearns County, Minnesota? If so, in what Court and who was the representative of such estate?

Respectfully submitted,

L. L. Lella

Attorney for Representative
Sauk Centre, Minnesota

STATE OF MINNESOTA

)SS

IN PROBATE COURT

COUNTY OF STEARNS

In the Matter of the Estate *

of Henry Legler, Deceased *

PETITION FOR TAKING DEPOSITION

To Honorable E. J. Ruegemer, Judge of the above named court:

The undersigned, the administrator of the above entitled estate, respectfully represents and shows:

1. That there is no witness, known to petitioner, in the State of Minnesota, who has knowledge of the payment of the funeral expenses of the above named decedent and of who his heirs at law are.
2. That decedent's widow, Alma R. Legler, who lives at Boise, Idaho is a suitable and competent witness for such purpose.
3. That in order to prove such facts, it is necessary to take her deposition and that William C. Dunbar, Esquire, is a notary public of the State of Idaho, whose address is Idaho Building, Boise, Idaho, and is a competent and suitable officer before whom the deposition of the said Alma R. Legler can be taken.
4. That interrogatories, to be propounded to the said Alma R. Legler, are submitted herewith.

WHEREFORE PETITIONER PRAYS THAT a commission issue to the said William C. Dunbar, Esquire to take such deposition and return the same to the court according to law.

L. L. Kells Attorney
***** for Representative

STATE OF MINNESOTA

)SS

COUNTY OF STEARNS

L. L. Kells

F. S. Parker, being first duly sworn, deposes and says: - That he is the person who signed the foregoing petition and that he has read and knows the contents thereof and that the facts therein set forth are true, except as to those matters therein stated on information and belief and as to those matters he believes it to be true. *That he is the attorney for the representation of said above named Estate and made this petition on her behalf.*

Subscribed and sworn before me
this 24 day of November, 1944.

L. L. Kells

Werner B. Aigner (L. L. Kells)
Notary Public, Stearns Co., Minn.
My commission expires Jan. 6, 1948.

WERNER B. AIGNER

Deputy Register of Deeds

STEARNS COUNTY, MINN.

3013 0366

No. 13,250 -

In Probate Court
Stearns County
Minnesota

In the matter
of the Estate of
Henry Legler
deceased

Petition for
Deposition

FILED THIS 24th DAY
OF Nov, A.D. 1944
BY Frank Herzog
Clerk of Probate

Bind this and other papers on

STATE OF MINNESOTA

)SS -

IN PROBATE COURT

COUNTY OF STEARNS

In the Matter of the Estate of
Henry Legler, Deceased

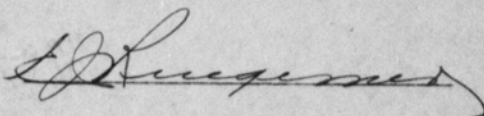
COMMISSION FOR DEPOSITION

To William C. Dunbar, Esquire, at Idaho Building and of the City of Boise, County of Ada, State of Idaho:

You are hereby appointed sole commissioner to take the deposition of Alma R. Legler, residing at 1515 State Street, Boise, Idaho, whose personal attendance can not be had at the hearing in the above entitled matter, for the reason that she is outside of and does not reside in the State of Minnesota and who is claimed to be a necessary witness in the matter aforesaid; and to that end to cause her to come before you at a time and place by you to be fixed and then and there to examine her in accordance with interrogatories hereto attached; and make due return to this court of such deposition, together with this commission, with all convenient speed.

Witness the Judge of the said court and the seal thereof, this 24th day of November, 1944.

Attest:



Clerk

STATE OF MINNESOTA
COUNTY OF STEARNS)SS

IN PROBATE COURT

In the Matter of the Estate
of Henry Legler, Deceased

INTERROGATORIES
FOR
DEPOSITION

The following interrogatories are submitted to be answered by Alma R. Legler, by and on behalf of the representative of the above entitled estate, to-wit:

1. Please state your name, occupation and place of residence.
2. What was your relationship to Henry Legler during his lifetime and at the time of his death?
3. Do you know his family history including knowledge of all children, grandchildren and other issue which were born to him?
4. Please give the names and addresses of all children of Henry Legler who were living at the time of his death.
5. Did Henry Legler have any children who died before he did?
6. If any of his children died before he did, did they or any of them leave children (who would be grandchildren of Henry Legler) who were living at the time of his death? If so, please give their names and addresses and state their relationship to Henry Legler.
7. Did Henry Legler leave surviving him, any descendants more remote than grandchildren and whose parents and grandparent (Henry's children) had died before Henry Legler did? If so, give their names and addresses, the names and places of death of their parents and grandparents so as to trace the said descendants to Henry Legler.
8. Are any of the children of Henry Legler less than 21 years of age?
9. Are any of the grandchildren of Henry Legler (the parents of which grandchildren died before Henry did) and whom you have heretofore named, less than 21 years of age?
10. Please state any other facts, within your knowledge, which you think are pertinent to show who are the descendants of Henry Legler, who are entitled to share in his estate?
11. Has the funeral expense of Henry Legler been paid and, if so, by whom?
12. Does the one who paid this funeral expense make any claim against his estate for reimbursement out of such estate?

13. Has there been any administration proceeding of the estate of Henry Legler other than one which is being carried on in the Probate Court, of Stearns County, Minnesota? If so, in what Court and who was the representative of such estate?

14. State any other facts known to you, which you think are pertinent to the matters about which you have been questioned?

Respectfully submitted,

L. L. Kells

Attorney for Representative
Sauk Centre, Minnesota

DEPOSITION OF ALMA R. LEGLER

STATE OF IDAHO) SS
COUNTY OF ADA

Deposition of Alma R. Legler, produced and sworn
and examined on the 2nd day of December, 1944,
at the City of Boise and County of Ada, Idaho, under the
annexed commission issued out of the Probate Court of
Stearns County, Minnesota in the matter therein entitled.

Alma R. Legler, being first duly sworn, to testify, the truth, the whole truth and nothing but the truth, relative to the matters inquired about, deposes and says, in answer to the several attached interrogatories, respectively, numbered as follows:

1. Alma R. Legler; Stenographer and book-keeper;
1515 State Street, Boise, Idaho.
2. I was married to him and was his wife at the
time of his death.
3. Yes.
4. Harry Legler, 418 1st Avenue North, Apartment
4, Fargo, North Dakota.
Albert H. Legler, Box 215, McCall, Idaho.
5. Yes, one daughter, Verna Ratican.
6. No.
7. No.
8. No.
9. No.
10. The only descendents of Henry Legler entitled
to share his estate are his two sons that I have
named before.
11. Yes. Funeral expenses were paid by me with
money received from sale of property owned by
Henry Legler in Minnesota, conveyed by Henry
Legler a few weeks before his death.
12. No.
13. No.
14. There are no other matters which I think
pertinent.

Alma R. Legler

William C. Dumbor

Answers here →

STATE OF IDAHO)SS
COUNTY OF ADA


I, William C. Dunbar, Esquire, commissioner named in the annexed commission and a notary public in and of County of Ada and State of Idaho, do hereby certify that the above deposition of Alma R. Legler was taken before me, at my office, in the City of Boise, in said county on the 2nd day of December, 1944 by virtue of the said commission;

That it was reduced to writing by myself-(er-by Alice Gossi, a disinterested person in my presence and to my direction;

That the said Alma R. Legler, before examination, was sworn to testify the truth, the whole truth and nothing but the truth, relative to the matters inquired about;

That the various interrogatories, numbered from 1 to 14, both inclusive, were propounded to the said witness in their numerical order and that ~~her~~ answers to each of said interrogatories ~~are~~ hereinbefore set forth under the respective numbers of such interrogatories.

WITNESS MY OFFICIAL HAND AND SEAL.


William E. Dunbar
Notary Public, Ada County, Idaho

My commission expires December 13, 1946.

13,250

In Probate Court
Stearns County, Minnesota

In the Matter of the Estate
of Henry Legler, Deceased

COMMISSION
INTERROGATORIES
DEPOSITION

FILED THIS 11th DAY
OF Dec. 11th 1944
Frank Nelson
Clerk of Probate

STATE OF MINNESOTA

)SS

COUNTY OF STEARNS

IN PROBATE COURT

In the Matter of the Estate of
Henry Legler, Deceased.
No. 13,250

PETITION FOR DISCHARGE OF REPRESENTATIVE

TO Honorable E. J. Ruegamer, Judge of the above named Court:

This petitioner represents and shows:

That he is the administrator of the above entitled estate and that the administration of the said estate has been fully completed in accordance with the orders of the court and the Final Decree of Distribution made in the said matter.

That petitioner has paid to each of Alma R. Legler, Harry A. Legler and Albert Legler, the widow and children of said deceased and all of the persons entitled thereto, \$31.47 each and that this is the entire amount which remained for distribution.

Further, that receipts of such persons for the said payments are hereto attached.

Wherefore Petitioner Prays that he and the sureties on his bond be discharged from liability as provided by law.

Frank S. Parker

STATE OF MINNESOTA

)SS

COUNTY OF STEARNS

Frank S. Parker, being first duly sworn, deposes and says that he is the administrator of the above entitled estate, and the person who subscribed the foregoing Petition; that he has read and knows the contents thereof and that the same is true.

Frank S. Parker

Subscribed and sworn before me
this 12 day of June 1945

F. S. Cooper (Notary Public)
Notary Public, Stearns Co., Minn.
My commission expires Jan. 7, 1947

F. S. COOPER

Notary Public, Stearns Co., Minn.
My Commission Expires Feb. 7, 1947

13,250

In District Court
Stearns County, Minnesota

In the Matter of the Estate
of Henry Legler, Deceased

PETITION FOR DISCHARGE
OF REPRESENTATIVE

FILED THIS 13th DAY
OF June A.D. 1945
Frank Herzog
Clerk of Probate

L. L. Kells
Attorney for Petitioner
Sauk Centre, Minnesota

State of Minnesota,
Stearns } ss.
County of

IN PROBATE COURT
File No. 13,250

In the Matter of the Estate of Henry Legler Deceased

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

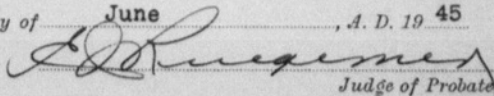
F. S. Parker

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

It is Therefore Ordered and Decreed, That said representative

of said estate and the sureties on his bond, be, and they hereby are, forever discharged and released from all further duties and liabilities in the matter of said estate and of said trust.

Dated this 13th day of June, A. D. 19 45


Judge of Probate

Stearns County, Minn.

0013 0377

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Henry LeglerDeceasedOrder Discharging Executor
or Administrator and
SuretiesFiled this 13th day ofJune, 19 45Recorded in Book 75 of OrdersPage 551Frank Herzog
Clerk June of Probate

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of

Henry Legler

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 24th day of November, 1944, 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, L. L. Kells, 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 25th day of October, 1944, in the Sauk Centre Herald, 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	- - - - -	\$ 3.75
Personal estate omitted from the inventory	- - - - -	\$
Gain by sales above appraised value	- - - - -	\$
Cash from sales of real estate	- - - - -	\$ 450.00
Cash from rent of real estate	- - - - -	\$ 12.27
Cash from interest and profits	- - - - -	\$
Cash from other sources	- - - - -	\$
Interest from land buyer	- - - - -	\$ 2.31
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ 468.33

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ 196.85
Expenses of last sickness	- - - - -	\$
Funeral expenses	- - - - -	\$
Taxes	- - - - -	\$ 27.07
Claims of creditors of decedent	- - - - -	\$
Legacies	- - - - -	\$
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ 244.41
Total credits	- - - - -	\$ 468.33

No. 13,250

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Henry Legler

Decedent

Order Allowing Final Account.

Filed this 24th day of

November, 1944, and

recorded in Book No. 88 of Orders,

on Page 22

Frank Herzog

Clerk-Judge of Probate.

No. 3505*

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

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

Dated November 24th, 1944.

By the Court,

Edmund J. Ferguson
Probate Judge

0800 1100

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURTFile No. 13,250

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 24th day of November, 19 44, 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, L. L. Kells, Esq.,

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 in testate on the 7th day of July, 19 43, and at the time of his death decedent was a resident of the County of Ada and State of Idaho.

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 \$ 244.41 comprising of the following items:

Cash derived from the sale of real estate situate in the County of Stearns, State of Minnesota.

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

None.

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

None.

*FIFTH—That the following named persons are the..... heirs at law
.....
..... of said decedent, and are all
of the persons entitled to the residue of said estate of said decedent, to-wit:*

Alma R. Legler, surviving spouse, and Harry A. Legler
and Albert Legler, sons of said decedent.

NOW, THEREFORE, On motion of..... L. L. Kells, 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:

One-third (1/3) thereof to each of the said Alma R. Legler,
Harry A. Legler and Albert Legler, absolutely.

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

None for assignment.

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

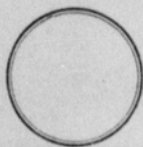
Dated at St. Cloud, Minnesota, this 13th day of December, 19 44



[Signature]
Probate Judge.

State of Minnesota, } ss. PROBATE COURT
County of

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



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

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

..... of the Probate Court

File No. 13, 250

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Henry Legler

Decedent.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of

I hereby certify that the within Instru-
ment was filed in this office for record on

the..... day of....., 19....., at..... o'clock..... M.
and was duly recorded in Book.....
of....., page.....

Register of Deeds.

By..... Deputy.

Transfer entered this.....

day of....., 19.....

County Auditor.

By..... Deputy.

Filed this 13th day of Dec.

19 44, and recorded in Book 87

of Decrees, page.....

[Signature]
Probate Judge, Clerk.

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

12,251
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

**PETITION FOR ALLOWANCE AND
PROBATE OF WILL**

To the Probate Court in and for said County:

Your Petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of **St. Cloud** in the County of **Stearns** State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit:

SECOND—That said decedent was born in the County of **Poland** and died at **St. Cloud** County of **Stearns**, State of **Minnesota**, on the **18th** day of **December**, 19**43**, aged **83** years and was at the time of her death a native of **United States** and a citizen of the Country of **U. S.** and a resident of **St. Cloud** in the County of **Stearns** and State of **Minnesota** and left estate in the County of **Stearns** State of Minnesota.

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

FOURTH—That the estate of decedent at the time of her death consisted of personal property of the estimated value of \$ **4000.00** divided as follows:

1. Household goods, -	\$ 250.00	2. Wearing apparel, - -	\$
3. Stock, - - -	\$	4. Notes, bonds, etc., - -	\$ 3750.00
5. Miscellaneous, -	\$	6. - - - - -	\$

That said estate also included real estate of the estimated worth and probable value of \$ **2000.00** situated in said County of **Stearns** State of Minnesota, to-wit:

1. Homestead in County, Minnesota, as follows:

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead:

A. City Property	Lots without Buildings	\$
City Property 1	Lots with Buildings	\$ 2000.00
B. Rural Property	Acres improved land	\$
Rural Property	Acres unimproved land	\$

FIFTH—That the probable amount of debts of decedent is \$, consisting of

Peter Ahles

001480387

13.251

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

**AFFIDAVIT OF SERVICE
BY MAIL**

Will & Claims

Filed this

15th

day of

May

, 19*44*

Frank Herzog

Clerk ~~Judge~~ of Probate.

0014 0388

ORDER FOR HEARING ON PETITION
FOR PROBATE OF WILL, LIMITING
TIME TO FILE CLAIMS AND
FOR HEARING THEREON
STATE OF MINNESOTA, County of
Stearns—do. In Probate Court. File
No. 13,251.

In Re Estate of Anna Umeraki, De-
cedent.

Paul Umeraki having filed a petition
for the probate of the Will of said
decedent and for the appointment of
Paul Umeraki as Executor, which Will
is on file in this Court and open to
inspection;

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 be-
fore 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 Friday, September 8th, 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, Minne-
sota, and that notice hereof be given
by publication of this order in The
St. Cloud Daily Times, a legal news-
paper, and by mailed notice as pro-
vided by law.

Dated May 1st, 1944.
(Probate Court Seal)

E. J. RUEGEMER,
Probate Judge.

AHLES & AHLES,
Attorneys for Petitioner,
St. Cloud, Minnesota.
Pub. May 4-11-18, 1944

STATE OF MINNESOTA, } as
COUNTY OF STEARNS }

Fred Schlipin, being duly sworn on oath says: that he is, and during all the times
herein stated has been, the publisher of the newspaper known as The St. Cloud Daily Times
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

hereinafter described,

said newspaper was printed and published in the City of St. Cloud, in the County of Stearns,
State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper
has been printed in the English language from its known office of publication within the City
of St. Cloud 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 daily except Sundays and holidays from a known office es-
tablished in said place of publication and employing skilled workmen and the necessary material
for preparing and printing the same; that the press work on that part of the newspaper devoted
to local news of interest to the community it purports to serve has been done in its known
office of publication; that during all said time in its makeup not less than twenty-five per cent
of its news columns have been devoted to local news of interest to the community it purports
to serve; that during all said time it has not wholly duplicated any other publication, and has
not been entirely made up of patents, plate matter and advertisements; has been circulated in
and near its said place of publication to the extent of at least two hundred and forty (240) copies
regularly delivered to paying subscribers and has entry as second class matter in its local post-
office; and that there has been on file in the office of the County Auditor of Stearns County,
Minnesota, the affidavit of a person having knowledge of the facts, showing the name and loca-
tion of said newspaper and the existence of the conditions constituting its qualifications as a
legal newspaper.

That the **Order for Hearing on Petition for Probate of**
Will

hereto attached was cut from the columns of said newspaper, and was printed and published
therein in the English language, once each week, for .. 3 successive weeks; that it was
first so published on **Thursday** the **4th** day of **May** 19 **44** ;
and thereafter on **Thursday** of each week to and including the **18th**
day of **May** 19 **44** ;

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

Fred Schlipin

Subscribed and sworn to before me **18th** day of **May** 19 **44**

Umeraki
Notary public Stearns County, Minnesota.

My Commission expires **Oct. 1** 19 **44**

0014 0389

13.251

PRINTER'S
Affidavit of Publication
OF
THE ST. CLOUD DAILY
TIMES

Of Order for Hearing on _____
Petition for Probate of Will _____

Anna Wmerski
Dec'd

FILED THIS 20th DAY
OF May A.D. 19 44
Mark Keryog
Clerk of Probate

0014 0390

State of Minnesota,
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of

Anna Umerski

Decedent }

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 26th day of May 1944

upon the petition of Paul Umerski

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

FIRST—That the citation of this court, dated the 1st day of May 1944 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 18th day of December 1943, and at the time of his death was a resident of St. Cloud

in the County of Stearns and State of Minnesota

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

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

R. J. Quinlivan

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

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

Dated May 26th, 1944.

E. J. Quinlivan
Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

Order Admitting Will to Probate

Filed this 26th day of
May 1944, and recorded
in Book " 10 " of Orders, Page 577.

Frank Herzog
Clerk ~~State~~ of Probate.

State of Minnesota

County of Stearns

} ss.

IN PROBATE COURT

IN the Matter of the Estate of Anna Umerski Deceased

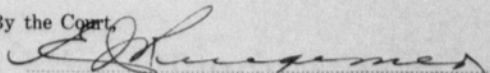
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Paul Umerski named as execut or of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Paul Umerski give bonds to the Judge of this Court in the sum of Two Thousand and no/100 (\$2000.00)

Dollars conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary be to him issued.

Dated at St. Cloud Minnesota, the 26th day of May A. D. 19 44.

By the Court,


Judge of Probate.

Attorney for Petitioner.

0014 0393

No. 13,251

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Anna Umerski

Deceased.

Order for Executor's Bond

Filed this 26th day of

May A. D., 1944, and

recorded in Book _____ of Orders, on

page _____.

Frank K. Hertzog
Clerk—~~Judge~~ of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

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

Anna Umerski

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns } ss.

R. J. Quinlivan

, 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 30th day of
September A. D. 19 38, and purporting to be the Last Will and Testament of

Anna Umerski

of the County
of Stearns and State of Minnesota now here presented
for probate; that R. J. Quinlivan knew

and was well acquainted with the said Decedent, in her lifetime and at the time of her death, that on the day
and date of said instrument, to-wit, the 30th day of September
A. D. 19 38, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared
by the said decedent, to be her Last Will and Testament in the presence of deponent and of

Peter Kraemer

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

Peter Kraemer

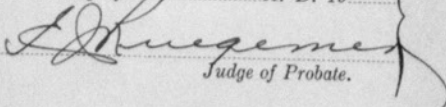
the other subscribing witness did then and there, in the presence of the said decedent, and at her request,
severally subscribe said instrument as witness ~~es~~ thereto.

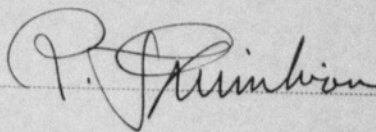
Deponent further says that at the time of the execution of said instrument as aforesaid, the said Decedent was of sound
and disposing mind, memory and understanding, of lawful age and under no restraint to the best of deponent's knowledge,
and as he verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

26th day of May A. D. 19 44


Judge of Probate.



No. 1

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Anna Umerski

Decedent.

TESTIMONY OF

R. J. Quinlivan

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

26th day of

May 19 44

Clerk  of Probate.

No. 3545*

0014 0396

LAST WILL AND TESTAMENT

I, ANNA UMERSKI, of the City of St. Cloud, Stearns County, Minnesota, being of sound mind and memory, do make, ordain, publish and declare this to be my Last Will and Testament.

Article I.

I order and direct that my executor hereinafter named shall pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

Article II.

After the payment of my said debts and funeral expenses, I order and direct that my said executor pay to the Pastor of St. John Cantius' Catholic Church the sum of Fifty (\$50.00) Dollars, for masses for the repose of my soul and the soul of my deceased husband, Bonifacius Umerski.

Article III.

I give and bequeath unto my son Paul Umerski the sum of Three Thousand (\$3000.00) Dollars.

Article IV.

I give and bequeath unto my son John Umerski the sum of One Thousand (\$1000.00) Dollars.

Article V.

I give, devise and bequeath unto my trustee hereinafter named, the sum of Two Thousand (\$2000.00) Dollars together with such part of the rest, residue and remainder of my estate as hereinafter provided, not for his use and benefit but in trust for my son Theodore Umerski subject to the following conditions:

First: That said trustee shall use said trust fund with the approval of the District Court, Stearns County, Minnesota, in providing for the reasonable and necessary living expenses of my son Theodore Umerski.

her
Anna  Umerski
mark

Second: That upon the decease of said Theodore Umerski, in the event that he shall predecease my son Paul Umerski, then said trust fund shall be paid over to Paul Umerski, and in the event that Paul Umerski shall predecease Theodore Umerski, then upon the death of Theodore Umerski said trust fund shall be paid over to John Umerski, Mary Trebtoske and Anna Binczyk, and to the survivor or survivors of them, share and share alike.

Third: My trustee shall hold and manage the property as a trust fund with the power to sell, exchange, mortgage, invest or otherwise dispose of any of the property as he may deem proper.

Fourth: No title under this trust estate or of the income therefrom shall vest in the beneficiary and neither the principal nor the income of the trust estate shall be liable for the debts of the beneficiary and the beneficiary shall have no power to sell, assign, transfer, encumber or in any other manner to anticipate or dispose of his interest in the trust or the income produced thereby prior to the actual distribution thereof by the trustee to said beneficiary.

VI.

In the event that after the payment of my debts, funeral expenses and expenses of administration there is not then remaining in my estate sufficient monies, securities and property to pay each and all of the foregoing bequests of specific sums of money in full, including the trust herein provided for, then it is my intention and I do so direct that such monies, securities and property as remain be divided proportionately among the persons to whom said bequests of money are made, including the trust aforesaid, in the proportion which each specific bequest of money bears to the total amount of such bequest as herein provided for.

Anna Umerski
mark

VII.

All the rest, residue and remainder of my estate I give, devise and bequeath unto John Umerski, Paul Umerski and unto my trustee for the purposes and subject to the conditions of the trust hereinbefore provided for, share and share alike.

VIII.

I am not unmindful of my sons Barney Umerski and Joseph Umerski and my daughters Mary Trebtoske and Anna Binczyk but each of them having been otherwise provided for and having received their just share of my property during my lifetime, I make no other provision for them herein.

IX.

Lastly, I do make, constitute and appoint my son Paul Umerski, sole executor of this my Last Will and Testament and as trustee hereunder and I do hereby expressly revoke any and all former wills made by me.

IN TESTIMONY WHEREOF, I have hereunto set my hand to this my Last Will and Testament contained in three typewritten sheets of paper, on each of the foregoing of which I have affixed my signature this 30th day of September, 1938

Anna X. Umerski
mark

This instrument was on the day and date thereof signed by her mark, published and declared by said Testatrix Anna Umerski to be her Last Will and Testament, in our presence who at her request have subscribed our names thereto as witnesses, in her presence and in the presence of each other.

W. J. Smith residing at St. Cloud, Minnesota.
Peter Schrammer residing at St. Cloud, Minnesota.

LAW OFFICES OF
ATWOOD & QUINLIVAN
WESTERN UNION BUILDING
ST. CLOUD, MINN.

00140400

State of Minnesota, }
COUNTY OF Stearns }

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Anna Umerski 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 Anna Umerski
Decedent, late of said County of Stearns
bearing date the 30th day of Septemer 1938, 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 Anna Umerski
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, 1944.

[Signature]
Judge of Probate.

State of Minnesota, }

County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

Certificate of Probate of Will

Filed this 26th day of

May, 19 44, and recorded,

together with the will attached in Book

K of Records of Wills, Page 542.

Clerk

xxxx of Probate.

2060 100
0014 0402

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

LETTERS TESTAMENTARYTo **Paul Umerski**

GREETING:

WHEREAS, You have been appointed execut^{or} of the last will and testament of the above named decedent, by the order of this court, and have duly qualified as such:

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

First—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase, and profits, of said estate; to demand, receive, collect, sue for and recover, all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, within ^{one month} ~~thirty days~~ 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 license of this court, the following charges, demands, and debts, in the order following, to-wit: the expenses of the administration of said estate; the expense of the funeral of said decedent; the expenses of the last sickness of said decedent; all the debts of decedent having preference under the laws of the United States; all taxes that shall be legally levied upon the estate of decedent; all other debts of decedent due to his creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if 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.

WITNESS, The Judge of this Court, and the seal thereof, this **31st** day of

May 19 **44**

{ COURT
SEAL }

E. H. Hageman
Judge of Probate Court.

5050 5100

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 _____ this _____ day of _____, A. D. 19_____

Judge of Probate Court.

No. 13,251

State of Minnesota, }
County of Stearns } ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

LETTERS TESTAMENTARY [Long Form]

Filed this 31st day of
May 19 44, and Recorded
in Book "16" of Letters, Page 175.

Frank Herzog
Clerk of Probate Court.

R-46

POWER OF ATTORNEY NO. 46424

Know All Men by These Presents:

That this power of attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer and filed separately if desired.

That the Western Surety Company, a corporation, organized and existing under the laws of the State of South Dakota, does hereby make, constitute and appoint, Peter Ahles

in the city of St. Cloud County of Stearns State of Minnesota
with limited authority, its true and lawful agent and attorney-in-fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as surety and its acts and deed, the following bonds and no others.
(A) An Original Bond of ADMINISTRATOR, EXECUTOR, TRUSTEE, RECEIVER, REFEREE IN PARTITION required by any statute or decree of any court, or AN ADDITIONAL BOND for SALE OF REAL or PERSONAL PROPERTY where the Western Surety Company has the original Bond (excluding Receivers for the benefit of creditors in lieu of Federal Bankruptcy Proceedings), provided the penalty shall not exceed FIFTY THOUSAND (\$50,000.00) DOLLARS.
(B) An original bond required by a GUARDIAN or CONSERVATOR provided the penalty shall not exceed FIVE THOUSAND (\$5,000.00) DOLLARS.

(C) A TRUSTEE or RECEIVER IN BANKRUPTCY qualifying bond required in the United States Court, provided the penalty shall not exceed FIFTY THOUSAND (\$50,000.00) DOLLARS.

(D) A plaintiff's ATTACHMENT or REPLEVIN bond, or CLAIM AND DELIVERY bond, or INJUNCTION or FORECLOSURE bond provided the principal upon the bond is a corporation, or any department of the State or Federal Government acting in its own name or in the name of a duly appointed Superintendent, Trustee or Receiver, provided the penalty shall not exceed FIVE THOUSAND (\$5,000.00) DOLLARS.

(E) A bond or undertaking for COSTS ONLY or a REMOVAL bond to the Federal Court (no authority, expressed or implied, is given for the execution of open penalty, stay or supersedeas bonds or for the payment of judgments, however styled), provided the penalty shall not exceed FIVE HUNDRED (\$500.00) DOLLARS.

(F) A bond required by any City, Town or County to be given and filed pursuant to the laws and ordinances regulating the granting of a LICENSE or PERMIT for the conducting of any business (excepting bonds for truckers or public carriers), provided the penalty shall not exceed THREE THOUSAND (\$3,000.00) DOLLARS.

(G) A NOTARY PUBLIC bond provided no such bond shall be in the penalty of more than SIX THOUSAND (\$6,000.00) DOLLARS.

(H) A Bond required to be filed by a PUBLIC OFFICIAL or employee, appointed or elected, (except treasurers of all kinds, sheriffs or other peace officers, constables and tax collectors) in qualifying for office, provided the penalty shall not exceed FIVE THOUSAND (\$5,000.00) DOLLARS.

(I) Any other bond or indemnity (not included in clauses A to H inclusive), provided there is attached to this Power of Attorney, written authority in the form of an endorsement, letter, or telegram, signed by the President, Vice-President, Secretary, Treasurer, or Assistant Secretary of the Western Surety Company of Sioux Falls, South Dakota.

The Company waives the requirement that the corporate seal be attached to the bond which this power of attorney authorizes executed.

The execution and acknowledgment by the said Attorney-in-Fact of any such bonds in pursuance of these presents, shall be as binding upon said Company as fully and amply to all intents and purposes as if such bond had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper person.

Provided, however, that this Power of Attorney does not authorize or empower said Attorney-in-Fact to give consent to any alterations or changes in terms, conditions or covenants of said bonds when once executed nor to any alterations or changes in the form or conditions of any contract on which this Company is surety nor to bind or in any way commit the said WESTERN SURETY COMPANY to any course or position whatever regarding adjustment of claims or complaints that may be made thereunder or in connection with any bond which may be executed by this Company.

ALL AUTHORITY HEREBY CONFERRED SHALL EXPIRE AND TERMINATE, WITHOUT NOTICE AT MIDNIGHT, MAY 31, 1946.

The Western Surety Company further certifies that the following is a true and correct copy of Section 7 of the By-Laws of the Western Surety Company, duly adopted and now in force, to-wit:

"Section 7. The President, any Vice-President, Secretary, any Assistant Secretary or Treasurer may appoint Attorneys in Fact, or Agents, who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as such officers may prescribe."

IN WITNESS WHEREOF, The said WESTERN SURETY COMPANY has caused these presents to be executed by its President and General Manager, with its corporate seal affixed this 2nd day of January, 1943.

ATTEST:

WESTERN SURETY COMPANY.

By

L. D. Sunding
Assistant Secretary

Sauvigny
President and General Manager.

0014 0405

STATE OF SOUTH DAKOTA. }
COUNTY OF MINNEHAHA } ss.

On this 2nd day of January, 1943, before me, a Notary Public, personally appeared DAN KIRBY, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as President and General Manager of the said WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.

My Commission expires November 10, 1944

E. Volker

Notary Public, South Dakota.

STATE OF _____ }
COUNTY OF _____ } ss.

On this _____ day of _____ A. D. 19____, before me, a Notary Public, in and for said County, per-

sonally appeared _____, to me personally known and being by me duly sworn, did say, that he is the Attorney-in-Fact of the WESTERN SURETY COMPANY, a corporation of Sioux Falls, South Dakota, created, organized and existing under and by virtue of the laws of the State of South Dakota, that the said instrument was executed on behalf of the said corporation by authority of its Board of Directors and that the said

_____ acknowledges said instrument to be the free act and deed of said corporation and that he has authority to sign said instrument without affixing the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal at _____

_____ the day and year last above written.

Notary Public.

My Commission expires _____

8814 0406

State of Minnesota, }
 County of Stearns }
 IN THE MATTER OF THE ESTATE OF }
 Anna Umerski }
 Decedent }
BOND

Know All Men by These Presents, That we Paul Umerski

, as principal, and Western Surety Company

a corporation organized under the laws of the State of South Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is authorized to contract as surety upon bonds in said State of Minnesota, as surety, are held and firmly bound unto

Hon. E. J. Ruegemer

, as Judge of Probate of the County of Minnesota, in the sum of Two Thousand & no/100ths - - - Dollars, lawful money of the United States, to be paid to said Judge of Probate, or his successor in office; for which payment well and truly to be made, we bind ourselves and each of our heirs, executors, administrators, successors, and assigns, firmly by these presents.

The Condition of This Obligation is Such, That if the above bounden Paul Umerski

, who has been appointed representative of the estate of the above named, Anna Umerski shall well and faithfully discharge all the duties of his trust as representative of said estate according to law, then this obligation shall be void; otherwise it shall remain in full force and virtue.

In Witness Whereof, Said principal has hereunto affixed his hand and seal; and the said surety has caused these presents to be signed by its Attorney in fact

and its corporate seal to be hereto attached by authority of its Board of Directors, this 26th day of May, 1944

Signed, Sealed and Delivered in Presence of

Mari Salfelt
 Vincent Ahles

Paul Umerski (Seal)

WESTERN SURETY COMPANY

By Peter Ahles
 Its Attorney-in-Fact

ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota, } ss.
 County of Stearns }
 On this 26th day of May, 1944, before me personally appeared Paul Umerski, to me well known to be the person who executed the foregoing bond as principal, and he acknowledged that he executed the same for the uses and purposes herein expressed as his free act and deed.

Vincent Ahles (Vincent Ahles)
 Notary Public, Stearns County, Minnesota.

My Commission Expires March 23, 1946

ACKNOWLEDGMENT OF SURETY

State of Minnesota, } ss.
 County of Stearns }
 On this 26th day of May, 1944, before me appeared Peter Ahles, to me personally known, who being by me duly sworn, did say that he is the attorney-in-fact of Western Surety Company, a corporation; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation by Peter Ahles, by authority of its Board of Directors; and the said Peter Ahles acknowledged said instrument to be the free act and deed of said corporation.

Vincent Ahles (Vincent Ahles)
 Notary Public, Stearns County, Minnesota.

My Commission Expires March 23, 1946.

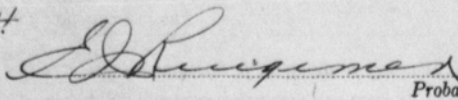
APPROVAL

I hereby approve the within bond and the surety thereon, this

31st

day of

May, 1944



Probate Judge.

OATH OF REPRESENTATIVE

State of Minnesota,

County of Stearns

} ss.

I, Paul Umerski

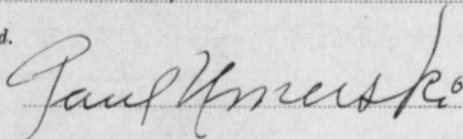
do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as

Executor

of the Estate

of the above named Anna Umerski, deceased

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



Subscribed and sworn to before me this 26th

day of May, 1944

 (Vincent Ahles)

Notary Public Stearns, County, Minnesota.

My Commission Expires March 23, 1946

13.251
State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Anna Umerski

Decedent.

Bond and Oath of Representative
(SURETY COMPANY FORM)

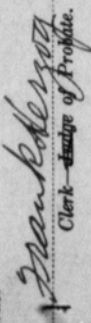
Filed the 31st day of

May, 1944, and said

bond recorded in Book 24 of

Bonds, page 87 of Probate

Records.



Clerk - Judge of Probate.

No. 8767*

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent.

Order Appointing Appraisers

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

It is ordered that Edward Kruchten and

Ray H. Bruning

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

Dated this 23 day of Oct, 19 44.

(PROBATE COURT SEAL)

E. H. Bruning
Probate Judge.

No. 13,251

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Decedent

Order Appointing Appraisers

Filed October 23rd, 1944

Frank Herzog
Probate ~~Judge~~ Clerk.

0014 0410

State of Minnesota, }

County of Hennepin

IN PROBATE COURT

File No. _____

In the Matter of the Estate of

Anna Umurski

Decedent. }

INVENTORY AND APPRAISAL

Date of Death _____, 19____

OATH OF APPRAISERS

State of Minnesota, }

County of HennepinEdward KruckenI, Ray Branning, and

do solemnly swear that I will honestly, faithfully and impartially perform all the duties of the office and trust which I now assume as appraiser of the estate of

Anna Umurski

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

Subscribed and sworn to before me this 23day of Oct, 1944Notary Public, Hennepin County, Minn.My commission expires Dec 5, 1948

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<u>none</u>		
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit: <u>none</u>		\$ _____

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$
<i>Total Net Value of Real Estate</i>		\$
Class II—Furniture and Household Goods:		
<i>none</i>	\$	\$
<i>Total Value of Furniture and Household Goods</i>		\$
CLASS III—Wearing Apparel		
<i>none</i>	\$	\$
<i>Total Value of Wearing Apparel</i>		\$
CLASS IV—Corporation Stock		
	\$	\$
<i>none</i>		
<i>Total Value of Stock</i>		\$

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

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
<i>Note from John P. Zebrowski and Mary Zebrowski secured by R.E. Mortgage</i>		\$ 1300. ⁰⁰	\$
Total Value of Mortgages, Bonds, Notes, etc.			

CLASS VI—All other Personal Property:

(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Cash Trust Cert. Gaff State Bank No. 9842 Balance 6110.00	\$ 3236.70 (2226.72)	\$
Trust Cert. Gaff State Bank No. 3844 Balance 1119.08		\$ 700.
Total Value of All Other Personal Property		\$ 700.

SUMMARY

SUMMARY

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

The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 62,367.25

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

Respectfully submitted, SP 226

Respectfully submitted,

Paul Ymersky

Representative.....

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

VERIFICATION

State of Minnesota, }
 County of Shawano } ss. Paul Umerski
 being duly sworn, on oath say he is the representative of the estate above specified; that he
 ha s 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 23
 day of Oct, A. D. 1944 } Paul Umerski
 Notary Public, Shawano County, Minn. }
 My commission expires Dec 5, 1944 } Representative
 (SEAL)

CERTIFICATE OF APPRAISERS

State of Minnesota, }
 County of Shawano }
 Probate Court of Shawano County, Minnesota, to appraise the estate of
Anna Umerski, 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 23 day of Oct, A. D. 1944
Edward Fruchter
Ray A. Branning
 Appraisers.

File No. 13.251

State of Minnesota,
 County of Shawano

PROBATE COURT

In the Matter of the Estate of
Anna Umerski

Decedent.

Inventory and Appraisal	
Total Personal	\$236.75
Total Real Estate	- \$
Total Appraisal	- \$

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

Deputy-Treasurer of
 County, Minnesota.

Filed this 23rd day of
October, A. D. 1944
Frank Messing
 Probate Judge - Clerk

Attorney.

No. 3887*

STATE OF MINNESOTA
COUNTY OF STEARNS

IN DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

IN THE MATTER OF THE PETITION
OF PAUL UMERSKI FOR THE
CONFIRMATION OF A TRUST OF AN
EXPRESS TRUST CREATED BY THE
LAST WILL AND TESTAMENT IN THE
ESTATE OF ANNA UMERSKI DECEASED

ORDER

The above entitled matter came duly on for hearing before the court pursuant to the order of this court on the 30th day of December, 1944 at 10 o'clock A.M., Peter Ahles appeared as attorney for the petitioner and no one appeared in opposition. Due notice having been given to all interested parties upon the evidence adduced by the petitioner and upon all the files and records in said matter.

IT IS HEREBY ORDERED That Paul Umerski is hereby appointed as trustee of the express trust created under the last will and testament of Anna Umerski, deceased.

IT IS FURTHER ORDERED that said Paul Umerski qualify as such trustee pursuant to provisions of Chapter 259 Session Laws of Minnesota for 1933 and all other laws applicable thereto and that the said Paul Umerski shall file his bond in the sum of \$1000.00, said bond to be approved by this court.

Dated this 30th day of December, 1944.

BY THE COURT:

J. E. Himsl

District Judge.

13,251

State of Minnesota, } ss.
County of Stearns

IN DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

IN THE MATTER OF THE PETITION
OF PAUL UMERSKI FOR THE CON-
FIRMATION OF A TRUST OF AN
EXPRESS TRUST CREATED BY THE
LAST WILL AND TESTAMENT IN THE
ESTATE OF ANNA UMERSKI DECEASED.

Certified Copy of

ORDER

FILED THIS 4th DAY
OF March A.D. 1946
Stanley J. Schmit
Clerk of Probate

Certificate of Comparison

State of Minnesota, } ss.
County of Stearns

I, CHARLES SCHMIT, Clerk of the District Court for the
Seventh Judicial District, and County of Stearns aforesaid, do hereby certify that I have com-
pared the foregoing copy of ORDER appointing Paul Umerski as trustee of
the express trust created under the last will and testament of Anna
Umerski, deceased.

with the original on file in said Clerk's Office, and that the same is a
full and correct transcript therefrom and the filing thereon.

Witness my hand and the seal of said Court, at St. Cloud this

4th. day of March 19 46

Charles Schmit Clerk

E. H. Schmit Deputy

00140416

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT
File No. 13,251

IN THE MATTER OF THE ESTATE OF Anna Umerski DECEASED

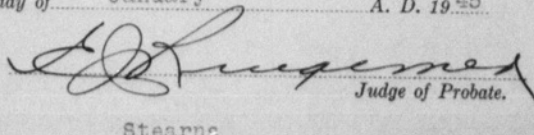
Whereas, It has been made to appear to the satisfaction of this Court that

Paul Umerski

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

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

Dated this 4th day of January A. D. 1945


Judge of Probate.

Stearns

County, Minn.

No. 13,251

In Probate Court

County of Stearns

IN THE MATTER OF THE ESTATE OF

Anna Umerski

Deceased.

Order Discharging Executor or Administrator and Sureties

(Chap. 289 Laws 1917)

Filed this 4th day of
January 1945

Recorded in book 75 of orders at
page 221

Frank Herzog
Clerk of Probate.

81404100

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT.

in the Matter of the Estate of

Anna Umerski

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 22nd day of December, 1944, 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 attorneys, Ahles & Ahles, 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 29th day of November 1944, in the St. Cloud Daily Times, 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	-	-	-	-	-	-	-	\$	5236.75
Personal estate omitted from the inventory	-	-	-	-	-	-	-	\$	
Gain by sales above appraised value	-	-	-	-	-	-	-	\$	
Cash from sales of real estate	-	-	-	-	-	-	-	\$	
Cash from rent of real estate	-	-	-	-	-	-	-	\$	
Cash from interest and profits	-	-	-	-	-	-	-	\$	
Cash from other sources	-	-	-	-	-	-	-	\$	
	-	-	-	-	-	-	-	\$	
	-	-	-	-	-	-	-	\$	
Total receipts from all sources	-	-	-	-	-	-	-	\$	5236.75

DISBURSEMENTS AND CREDITS

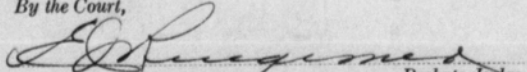
Estate selected for surviving spouse	-	-	-	-	-	-	-	\$	
Maintenance of family of decedent	-	-	-	-	-	-	-	\$	
Expenses of administration	-	-	-	-	-	-	-	\$	661.60
Expenses of last sickness	-	-	-	-	-	-	-	\$	
Funeral expenses	-	-	-	-	-	-	-	\$	
Taxes	-	-	-	-	-	-	-	\$	
Claims of creditors of decedent	-	-	-	-	-	-	-	\$	
Legacies	-	-	-	-	-	-	-	\$	50.00
	-	-	-	-	-	-	-	\$	
	-	-	-	-	-	-	-	\$	
Residue on hand for distribution	-	-	-	-	-	-	-	\$	4525.15
Total credits	-	-	-	-	-	-	-	\$	5236.75

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

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

Dated December 22nd, 19 44

By the Court,


Probate Judge.

No. 13,251

State of Minnesota,

County of Stearns

PROBATE COURT.


In the Matter of the Estate of

Anna Umerski

Decedent

Order Allowing Final Account.

Filed this 22nd day of
December, 19 44, and
recorded in Book No. 88 of Orders,
on Page 216


Clerk-Judge of Probate.

No. 1303*

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURTFile No. 13,251

IN THE MATTER OF THE ESTATE OF —

Anna Umerski

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 22nd day of December, 1944, upon the petition 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, Ahles & Ahles, 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 18th day of December, 1943, 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 \$ 4525.15 comprising of the following items: CASH.

There is insufficient property remaining after payment of all expenses of administration, last sickness and funeral of decedent, for payment in full of the specific legacies under the will, and the specific legatees share in the sum of \$4525.15 as follows:

Paul Umerski the sum of	\$2262.58
John Umerski the sum of	754.19
Theodore Umerski in trust	
the sum of	<u>1508.38</u>
Total	4525.15

1964 51 111

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

None.

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

None.

FIFTH—That the following named persons are the specific devisees and legatees of said decedent, and are all of the persons entitled to the residue of said estate of said decedent, to-wit:

Paul Umerski, John Umerski, individually, and Paul Umerski as trustee for Theodore Umerski.

Also Paul Umerski, John Umerski, Mary Trebtoske and Anna Binczyk, as contingent beneficiaries under the trust created by the Will of decedent for the primary benefit of Theodore Umerski.

Paul Umerski was appointed by the Will of decedent trustee, to receive, hold and manage the specific bequest for Theodore Umerski, with full power to sell, exchange, mortgage, invest or otherwise dispose of the property of said trust by said will created, as he may deem proper. The Will provides that upon the decease of Theodore Umerski, in the event that he shall predecease Paul Umerski, then said trust fund shall be paid over to Paul Umerski, and in the event that Paul Umerski shall predecease Theodore Umerski, then upon the death of Theodore Umerski said trust fund shall be paid over to John Umerski, Mary Trebtoske and Ann Binczyk, and to the survivor or survivors of them, share and share alike.

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

To Paul Umerski the sum of \$2262.58; to John Umerski the sum of \$754.19, absolutely.

To Paul Umerski the sum of \$1508.38, not for his own use and benefit, however, but to him as trustee, to hold and manage for the benefit of Theodore Umerski, by the use of said trust fund with the approval of the District Court of Stearns County, Minnesota, in providing for the reasonable and necessary living expenses of Theodore Umerski, son of decedent.

The remainder of said trust fund after the death of Theodore Umerski, to Paul Umerski if he survives Theodore Umerski. In the event that Paul Umerski does not survive Theodore Umerski, then upon the death of Theodore Umerski, the remainder in said trust fund in equal shares to John Umerski, Mary Trebtoske and Anna Binczyk, or the survivor or survivors of them.

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

None for assignment.

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

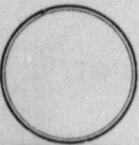
Dated at St. Cloud, Minnesota, this 22nd day of December, 19 44



[Signature]
Probate Judge.

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

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



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

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

..... of the Probate Court

File No. 13,251

State of Minnesota,
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Umerski
Decedent.

Final Decree of Distribution

Office of Register of Deeds,
State of Minnesota,

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

Register of Deeds.
By..... Deputy.

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

County Auditor.
By..... Deputy.

Filed this 22nd day of Dec.,
19 44, and recorded in Book 27
of Deeds, page 322.

[Signature]
Probate Judge, Clerk.