



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

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13,271

State of Minnesota,

County of Stearns.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

PETITION FOR PROBATE OF FOREIGN WILL.

Nick Glesener, Decedent.

Your petitioner respectfully represents and states to the Court:

First—That he is a resident of the township of Floyd in the County of Sioux, State of Iowa, and has an interest in the estate of the above named decedent, in this to-wit: as the duly appointed, qualified and acting executor of the will of decedent, which will was duly admitted to probate in the County of Sioux and State of Iowa on April 24th., 1944.

Second—That the above named decedent then being a citizen of the County of Sioux, State of Iowa, died on the 15th. day of March, 1944, at Hospers in the County of Sioux, State of Iowa, leaving a last will and testament; and that in and by said will Arthur J. Full was named and appointed to be the executor thereof. (1)

Third—That said last will and testament of said decedent was duly proved, allowed and admitted to probate in and by the District Court in and for the County of Sioux, State of Iowa, on the 24th. day of April, 1944, and that letters testamentary thereon were duly issued to Arthur J. Full on the 24th day of April, 1944. (1)

Fourth—That said decedent died seized and possessed of certain real property and estate lying and being in the County of Stearns, State of Minnesota, described and of the estimated value as follows, to-wit: the Northeast Quarter of Section Eight in Township One Hundred and Twenty-three and of Range Thirty-four, of the estimated value of \$ 2500.00. #7820

Fifth—That your petitioner herewith presents duly authenticated copies of said will and of the probate thereof in the court above named, and represents that said court above named was a court having jurisdiction to admit said will to probate, and that its order and decree admitting said will to probate is still in force.

1. Rev. J. J. Thoennissen legal Resident pastor of St. Anthony's Roman Catholic Church at Hospers, Iowa.
 2. Mary Fiebig to-wit: " niece 3017 High Street, Des Moines, Iowa.
 3. Josephine Glesener " " " Sheldon, "
 4. Mathias H. Schmit legal nephew " Hospers, Iowa.
 5. Clemens J. Schmit " " " "
 6. Christina Grady " niece Granville, "
 7. Eva Meyers " " Montrose, S. Dak.
 8. Michael Thill legal brother Sheldon, Iowa.
 9. Susan Full " sister " "
 10. Kate Holms " " " "
 11. Matt Gross " nephew Granville, "
 12. Fred Gross " brother Montrose, S. Dak.
 13. Nick Gross " sister Sheldon, Iowa.
 14. Leo Gross " " " "
 15. Cosmar Gross " " " "
- (latter two are living issue of John P. Glesener, a deceased brother)
- (latter four are living issue of Susan Schmit, a deceased sister)
- (latter five are living issue of Elizabeth Gross, a deceased sister)

Seventh—That the name of the person your petitioner desires to have appointed representative

of said estate under said will in this State, is Arthur J. Full, your petitioner herein, and that his Post Office address is Alton, County of Sioux, State of Iowa

WHEREFORE YOUR PETITIONER PRAYS, That said will be admitted to probate in this state, and that said authenticated copies thereof and of said probate thereof be filed and recorded; and that letters testamentary be issued by this court to the said Arthur J. Full, your petitioner herein, upon his qualification according to law.

Dated May 12th, 1944.

Arthur J. Full

Petitioner.

State of ~~Minnesota~~, Iowa, } ss. County of Sioux.

Arthur J. Full,

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

Subscribed and sworn to before me this 12th day of May, 1944.

Arthur J. Full

Henry J. Telaska Notary Public.

Sioux County, Minnesota: Iowa.

My commission expires July 4th., 1945.

Note (1): If one named in will or to whom letters were issued in foreign State is not to be appointed, state why; such as refusal, resignation, or inability to act.

13,271

State of Minnesota.

County of Stearns.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener, Decedent.

PETITION FOR PROBATE OF FOREIGN WILL

Granville Press

Filed this 19th day of May, 1944

Jean Kleszycki Clerk-Judge of Probate.

No. 3665*

AFFIDAVIT OF PUBLICATION

**ORDER FOR HEARING ON PETITION
FOR PROBATE OF FOREIGN WILL,
LIMITING TIME TO FILE CLAIMS
AND FOR HEARING THEREON.**

STATE OF MINNESOTA,) ss.
County of Stearns)

IN PROBATE COURT

File No. 13,271

IN RE ESTATE OF Nick Giesener, De-
cedent.

**Order for Hearing on Petition for Pro-
bate of Foreign Will, Limiting Time
to File Claims and for Hearing
Thereon.**

Authenticated copies of the last Will of said decedent and of the instrument admitting it to probate in the District Court in the County of Sioux and the State of Iowa having been filed with the Petition of Arthur J. Full praying for the allowance of said Will in this Court and for the appointment of Arthur J. Full as Executor.

IT IS ORDERED, That the hearing thereof be had on Friday, June 16th, 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, September 22nd, 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 Paynesville Press, a legal newspaper, and by mailed notice as provided by law.

Dated May 19th, 1944.

E. J. RUEGEMER,
(Probate Court Seal) Probate Judge
EDWARD P. FLYNN, Esq.
Attorney for Petitioner
Paynesville, Minnesota.
(May 25-June 1-8)

State of Minnesota }
County of Stearns } ss.

R. E. Le Maurice

... being duly sworn, on oath says; that he is, and during all the times herein stated has been the publisher or printer in charge of the newspaper known as The Paynesville Press, and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the Paynesville Press hereinafter described, said newspaper was printed and published in the village of Paynesville, 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 which it purports to be issued as above stated and in the newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the 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 publication, and has not been entirely made up of patents, plate matter and advertisements; and forty (40) copies regularly delivered to paying subscribers and has entry as second class 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.

p. That the Order for Hearing on Petition for Probate of Foreign Will
Limiting Time to File Claims and for Hearing Thereon hereto attached was set out 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 25th day of May, 1944; and thereafter, on Thursday

of each week to and including the 31st day of June, 1944 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit: abcd^hefghijklmnopqrstu^vwxyz-6 pt.

Subscribed and sworn to before me this

R. E. Le Maurice
Notary Public
1944

Notary Public, Stearns County, Minnesota.

My commission expires 11-16-46 19__

13.271

Decedent

STATE OF MINNESOTA }
County of Stearns }
PROBATE COURT
In the Matter of the Estate of

STATE OF MINNESOTA }
County of Stearns }

PROBATE COURT
In the Matter of the Estate of
Nick Glesener
Decedent

*Printers Affidavit
Will & Claims*

FILED THIS 9th DAY
OF June A.D. 19 44
Frank Herzog
Clerk of Probate



0033 1043

State of Minnesota,

File No. 13,271.

County of Stearns.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Affidavit of Mailing of Order for Hearing

Nick Glesener,

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

Decedent.

State of Minnesota,

County of Stearns.

ORDER FOR HEARING ON PETITION
FOR PROBATE OF FOREIGN WILL,
LIMITING TIME TO FILE CLAIMS
AND FOR HEARING THEREON.
STATE OF MINNESOTA,) ss.
County of Stearns)
IN PROBATE COURT

File No. 13,271
IN RE ESTATE OF Nick Glesener, De-
cedent.

Order for Hearing on Petition for Pro-
bate of Foreign Will, Limiting Time
to File Claims and for Hearing
Thereon.

Authenticated copies of the last Will
of said decedent and of the instrument
admitting it to probate in the District
Court in the County of Sioux and the
State of Iowa having been filed with
the Petition of Arthur J. Full praying
for the allowance of said Will in this
Court and for the appointment of Arthur
J. Full as Executor.

IT IS ORDERED, That the hearing
thereof be had on Friday, June 16th,
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, September
22nd, 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 Paynesville Press, a legal newspaper,
and by mailed notice as provided by
law.

Dated May 19th, 1944.
E. J. RUEGEMER,
Probate Judge
EDWARD P. FLYNN, Esq.
Attorney for Petitioner
Paynesville, Minnesota.
(May 25-June 1-8)

Edward P. Flynn,

being first duly sworn on oath deposes and says that on
the 31st. day of May, 1944,

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

in the above entitled matter, to G. Howard Spaeth,
Commissioner of Taxation, and one to
(Commissioner of Taxation)

(Secretary of State or Foreign Consul)

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

positing the same in the U. S. mails at

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

OR POST OFFICE	CITY	STATE
State Office	Bldg., St. Paul,	Minn.
	Hospers,	Iowa.
	Des Moines	"
	Sheldon	"
	Hospers	"
	"	"
	Granville,	"
	Montrose,	S. Dak.
	Sheldon	Iowa.
	"	"
	"	"
	Minneapolis,	Minn.
	St. Paul,	"
	Milaca,	"
	No. St. Paul,	"
	Mounds,	"
	Orange City,	Iowa.
	St. Paul,	Minn.

Mary Fiebig	3017 High St.,
Josephine Glesener	
Mathias H. Schmit	
Clemens J. Schmit	
Christina Grady	
Eva Meyers	
Michael Thill	
Susan Full	
Kate Holms	
Matt F. Groos	3805 Twelfth Ave. So.,
Fred A. Groos	1441 Sherburne St.,
Nick L. Groos	c/o Bakery
Leo F. Groos	344 Eighth Ave. N.E.,
Cosmer D. Groos	
Henry J. TePaske, Esq.	Attorney for petitioner in State of Iowa.
Mike Holm, Secretary of State	State Capitol,

Subscribed and Sworn to before me this 31st.
day of May, 1944.

W. H. Person,
Notary Public, Stearns County, Minn.

My commission expires Sept. 8th., 1949.

Edward P. Flynn

File No. 13,271.

State of Minnesota,

County of Stearns.

IN PROBATE COURT

In the Matter of the Estate of
Nick Glesener,

Decedent.

AFFIDAVIT OF MAILING

re Probate of Foreign Will
and Filing & Hearing Claims.

Filed June 9th, 1944

Frank Nezyg
Probate Judge - Clerk

No. 3654*

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

0033 1045

State of Minnesota

Stearns

County of

} ss.

IN PROBATE COURT

IN the Matter of the Estate of Nick Glesener

Deceased

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Arthur J. Full named as execut^{OR}

of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Arthur J. Full give bonds to the Judge of this Court in the sum of

Three Thousand and no/100 -- (\$3,000.00) - - - - - Dollars conditioned that he

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

Dated at St. Cloud, Minnesota, the 16th day of June

A. D. 19 44

By the Court

Edward P. Flynn
Judge of Probate.

Edward P. Flynn, Esq.,

Attorney for Petitioner.

No. 13,271

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Nick Glesener

Deceased.

Order for Executor's Bond

Filed this 16th day of
June A. D., 44, and
recorded in Book of Orders, on
page

Frank Kenyon
Clerk—~~Judge~~ of Probate.

No. 3540*

0033 1047

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Nick Glesener }
Decedent. }

ORDER ADMITTING FOREIGN
WILL TO PROBATE

The above entitled matter came on to be heard by the Court, on the 16th day of June 1944, upon the petition of Arthur J. Full

praying for the admittance and allowance of the will of said decedent to probate; and the Court, having heard the said petition and the evidence in support thereof, and examined the said will and the authentication thereof and the files and records in said matter, finds the following facts:

First—That notice of said hearing has been given by the publication in Paynesville Press, a legal newspaper, of the order of this court for said hearing issued on the 19th day of May 1944 as required by law proof of publication of said notice of hearing and service by mail having been filed in this court

Second—That said decedent died on the 15th day of March 1944, at Hospers in the County of Sioux State of Iowa leaving a last will and testament, in which Arthur J. Full named and appointed to be executor thereof (1)

Third—That said will of said decedent was duly proved, allowed and admitted to probate in and by the District Court in and for the County of Sioux State of Iowa on the 24th day of April 1944 and letters testamentary issued to Arthur J. Full thereon 24th day of April 1944. (2)

Fourth—That the District Court above named, in which the said will was proved, allowed and admitted to probate, was a court of competent jurisdiction to allow said will and admit it to probate, and that it appears that the order and decree of said Court allowing said will and admitting the same to probate is still in force.

Fifth—That said decedent died seized and possessed of certain real property and estate, described in said petition, lying and being in the County of Stearns State of Minnesota; and that it is necessary and expedient that said will be allowed and admitted to probate in this court, and the said property and estate administered herein and under said will.

Sixth—That Arthur J. Full whose Post Office address is Alton in Sioux County, State of Iowa (3)

is a suitable and competent person to act as executor of said will and said estate in this State.

IT IS THEREFORE ORDERED, That said will be allowed, and admitted to probate in this State, and that said authenticated copies of said will and of the said probate thereof be filed and recorded in this Court.

Dated June 16th, 19 44 *[Signature]*
Probate Judge.

- NOTE 1. If one appointed failed or refused to act, has died or resigned, state facts here.
- NOTE 2. If one appointed failed or refused to act, has died, resigned or does not wish to act in this State, set out facts here.
- NOTE 3. If same person named in will or appointed in other State, so state here.

13,271

State of Minnesota,
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Order Admitting Foreign Will to Probate

Filed this 16th day of June 1944 and recorded in Book 83 of Orders, Page 416

[Signature]
Clerk - ~~Stearns~~ Probate.

AFFIDAVIT OF DEATH

STATE OF IOWA, SIOUX County, ss.

PROBATE NO. 5173

I, Lewis Jungers being duly sworn, on oath state that I
have personal knowledge of the death of Nick Glesener
who died at Hospers, Iowa on the 15th day of
March 1944.

That said decedent was, at the time of death, a resident of Floyd Township
in Sioux County, Iowa, and was related to me as follows:

None - General acquaintance and friend

Lewis Jungers

Subscribed and sworn to before me this 23rd day of March 1944.

(Notarial Seal)

Filed March 24, 1944,
D. Wiersma, Clerk

Adeline A. Jungers
Notary Public in and for Sioux County, ~~xxx~~
Iowa.

Deputy

0033 1850

CERTIFICATE OF PROBATE OF WILL

In the District Court of the State of Iowa, in and for Sioux County.

In the Matter of the Estate of

Nick Glesener

Deceased.

IN PROBATE

No. 5173

I, D. Wiersma, Clerk of the District Court of the State of Iowa, in and for said County, do hereby certify that the foregoing Will dated December 16, 1943 of Nick Glesener deceased, was on the 24th day of April 1944, duly proved, and admitted to probate and record in said District Court, in accordance with law.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said Court at my office in Orange City, Iowa in said County, on this 24th day of April A. D. 1944.
(SEAL) D. Wiersma

Clerk District Court, Sioux County, Iowa.

The annexed will and this certificate recorded in Will Record, Book No. 11 Page 460

Section 11867. A will, when admitted to probate, shall have a certificate of such fact indorsed thereon or annexed thereto, signed by the clerk and attested by the seal of the court; and when so certified, it or the record thereof, or the transcript of such record properly authenticated may be read in evidence in all courts without further proof.

No. 5173.

LAST WILL AND TESTAMENT OF

Nick Glesener.

I, Nick Glesener, of Hospers, in the County of Sioux, State of Iowa, being of sound mind and memory and considering the uncertainty of this frail and transitory life, so therefore make, ordain, publish and declare this to be my last Will and Testament, hereby revoking all wills, if any, by me heretofore made.

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

Second, After the payment of such funeral expenses and debts, I give, devise and bequeath to the Person or Institution, where I make my home for my last abode on earth the sum of One Thousand Dollars (\$1000).

Third, I give, devise and bequeath to then resident Pastor of St. Anthony's Roman Catholic Church of Hospers, Iowa, the sum of Three Hundred Dollars (\$300) to be used for Masses for the repose of my soul.

Fourth. The remainder of my property, where so ever situated, I hereby devise and bequeath to my Brothers and Sisters, that is, John P. Glesener, Mrs. Susan Schmit, Michael Thill, Mrs. Susan Full, Mrs. Kate Holms and Mrs. Elizabeth Gross, to be divided share and share alike. And where any of my Brothers and Sisters are not living on my demise, his or her share shall be divided equally share and share alike to his or her then living children.

Fifth, and lastly, I make, constitute and appoint Arthur J. Full to be Executor of this, my last Will and Testament. My said Executor to serve without furnishing bond.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed my seal the 16th day of December in the year of our Lord, one thousand nine hundred forty three.

Nick Glesener (Seal)

This instrument was on the day of the date thereof, signed, published and declared by the said testator, Nick Glesener, to be his last Will and Testament in the presence of us who at his request have subscribed our names thereto as witnesses in his presence and in the presence of each other.

Filed March 24, 1944
D. Wiersma, Clerk

Lewis Jungers Hospers, Ia

Adeline A. Jungers, Hospers, Ia

Recorded in Will Record No. 11, page 460.

IN THE DISTRICT COURT OF THE STATE OF IOWA,
IN AND FOR SIOUX COUNTY

Probate Cause No. 5173

In the matter of the estate
of

Nick Glesener

Deceased.

WILL ADMITTED TO PROBATE AND RECORD

Now, to-wit: April 24 A. D. 19⁴⁴, a judicial day of the regular

~~19~~ term of this court, this cause came on for hearing,

----- appearing as attorneys for proponent; and now,

at this time, an instrument in writing is produced to the court purporting to be the last will and test-
ament of Nick Glesener, dated December 16,

19⁴³ and filed in this court March 24 19⁴⁴, and

the same is now offered for probate and record; and it appearing to the court that due, legal and
timely notice has been given to all persons interested in the hearing at this time as provided by law
and no one appearing to resist the probating of said instrument, the testimony of the subscribing wit-
nesses is heard by the court:

WHEREUPON THE COURT FINDS, that said instrument was signed and executed by

Nick Glesener deceased, at the time it purports to have been as and for his

his last will and testament, and that at the time he signed said instrument he was of

sound and disposing mind and memory and free to act, and that he then and there declared said

instrument to be his last will and testament in the presence of Lewis Jungers

and Adeline A. Jungers the subscribing witnesses thereto, and that the said testator

signed said instrument in the presence of said witnesses, and that the said witnesses then and there

in the presence of the deceased, and at his special request, and in the presence of each other sign-
ed their names as witnesses thereto.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the said instrument be, and
the same is hereby admitted to probate and record as and for the last will and testament of said

Nick Glesener deceased, and Arthur J. Full

is hereby appointed Execut or ; bond in the sum of \$ without bond.

Recorded in Record No. 1, page 551.

D. Wiersma, Clerk District Court

STATE OF IOWA, SIOUX COUNTY, ss.

I, D. Wiersma, Clerk of the District Court of the

State of Iowa, in and for said County, do hereby certify that the foregoing is a true, compared and perfect transcript of Affidavit of Death; Certificate of Probate of Will; Last Will and Testament; Order Admitting Will to Probate. All in the matter of the estate of Nick Glesener, deceased, Probate No. 5173 in the District Court of Iowa, in and for Sioux County.

In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in Orange City, Iowa, in said County, this 3rd day of May, A. D. 19 44

D. Wiersma

Clerk District Court.

STATE OF IOWA, SIOUX COUNTY, ss.

I, R. G. Rodman, one of the Judges

of the District Court of the State of Iowa, in and for the 21st Judicial District of said State, composed of the Counties of Sioux and others

do hereby certify that D. Wiersma, who has given the preceding certificate, was, at the time of so doing, the Clerk of the District Court of the State of Iowa, in and for Sioux County, in said District, duly qualified as such, that he is the proper custodian of the records of said Court, and the proper officer to give such certificate and that the same is in due form of law.

Witness my hand, at Orange City, Iowa, this 3rd day of May, A. D. 19 44

R. G. Rodman

Judge District Court, 21st Judicial District

STATE OF IOWA, SIOUX COUNTY, ss.

I, D. Wiersma, Clerk of the District Court of the State of Iowa, in and for said County, do hereby certify that the Honorable

R. G. Rodman, who has given the preceding certificate, was, at the time of so doing, one of the Judges of the District Court of the 21st Judicial District of the State of Iowa, duly commissioned and sworn, to all whose acts as such, full faith and credit are and ought to be given.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Court, at Orange City, Iowa, in said County, this 3rd day of May, A. D. 19 44

D. Wiersma

Clerk District Court.

State of Minnesota,

IN PROBATE COURT,

County of Stearns

ss.

Special Term, Held June 16th, 1944

IN THE MATTER OF THE LAST WILL AND TESTAMENT AND OF THE ESTATE OF

Nick Glesener

Deceased.

We it Remembered, That on the 16th day of June

1944, pursuant to notice duly given, and to the statute in such case made and provided, at the

Probate office in said County, before me, E. J. Ruegemer Judge

of the Probate Court of said County, the foregoing and annexed authenticated copy of the last Will and

Testament of Nick Glesener

late of Hospers in the State of Iowa

deceased, having been duly proved and allowed by the District Court of

Sioux County, in said State of Iowa

and the said testator having left real estate in said County of Stearns

on which said Will may operate, was on said date filed, allowed, recorded and admitted to Probate as and for the last Will and Testament of said deceased.

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

of Stearns County, at

St. Cloud in said County, this

(L. S.)

16th day of June

19 44

E. J. Ruegemer Judge of Probate.

Attest:

Clerk of Court.

13,271

No. 13,271

The State of Minnesota,

County of Stearns

IN PROBATE COURT,

IN RE ESTATE OF

Nick Glesener

Deceased.

Certificate of Probate of
Copy of Foreign
Will.

Received 19

Judge of Probate.

Filed, allowed and recorded this
16th day of
June A. D. 1944.

Frank Herzog
Clerk ~~Judge~~ of Probate.

Revised in Book N,
Pages 550, 551 & 552 of Hills
WILLIAMS COMPANY MINNEAPOLIS

0033 1057

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Decedent.

LETTERS TESTAMENTARY

To Arthur J. Full 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} ~~XXXXXX~~ 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 7th day of July 19 44

{ COURT SEAL }

[Signature]
Judge of Probate Court.

6581 E 000

State of Minnesota,

IN PROBATE COURT

County of

ss.

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

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

day of _____

, A. D. 19_____

this

Judge of Probate Court.

No. 13,271

State of Minnesota,

County of Stearns

ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

LETTERS TESTAMENTARY [Long Form]

Filed this 7th day of

July 1944, and Recorded

in Book "K" of Letters, Page 179

Frank Herzog
Clerk of Probate Court.

State of Minnesota,

County of Stearns,

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

BOND

Nick Glesener, Decedent.

Know All Men by These Presents, That we, Arthur J. Full

as principal, and Saint Paul-Mercury Indemnity Company, a corporation organized under the laws of the State of Delaware, 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

E. J. Ruegamer

Stearns

Minnesota, in the sum of THREE THOUSAND and no/100 (\$3,000.00) - - Dollars, lawful money of the United States, to be paid to said Judge of Probate, or his successor in office; for which payment well and truly to be made, we bind ourselves and each of our heirs, executors, administrators, successors, and assigns, firmly by these presents.

The Condition of This Obligation is Such, That if the above bounden Arthur J. Full

who has been appointed representative of the estate of the above named, Nick Glesener, decedent, 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 Vice President and Secretary and its corporate seal to be hereto attached by authority of its Board of Directors, this 26th day of June, 1944.

Signed, Sealed and Delivered in Presence of

Henry J. T. Paske, Forest M. J. Paske

Arthur J. Full (Seal)

J. H. Hanson, D. A. Christanson

Saint Paul Mercury Indemnity Company, By M. D. Price Vice-Pres., Wm. F. Somerville Secretary

ACKNOWLEDGMENT OF PRINCIPAL

State of MINNESOTA Iowa,

County of Sioux,

On this 28th day of June, 1944, before me personally appeared Arthur J. Full, to me well known to be the person who executed the foregoing bond as principal, and who acknowledged that he executed the same for the uses and purposes herein expressed as his free act and deed.

Henry J. T. Paske, Notary Public, Sioux County, Iowa

My Commission Expires July 4, 1945.

ACKNOWLEDGMENT OF SURETY

State of Minnesota,

County of Ramsey,

On this 26th day of June, 1944, before me appeared M. D. Price and Wm. F. Somerville, to me personally known, who being by me

duly sworn, did say that they are Vice President and Secretary of Saint Paul-Mercury Indemnity 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 them, by authority of its Board of Directors; and the said M. D. Price and Wm. F. Somerville acknowledged said instrument to be the free act and deed of said corporation.

D. V. Froehel, Notary Public, Ramsey County, Minnesota. My Commission Expires Notary Public, Ramsey County, Minn., 19... My commission expires Jan. 7, 1951

APPROVAL

I hereby approve the within bond and the surety thereon, this 7th day of July, 1944.

Ed Rugemer Probate Judge.

OATH OF REPRESENTATIVE

State of ~~MINNESOTA~~ Iowa, } ss. County of Sioux.

I, Arthur J. Full,

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 Nick Glesener, deceased,

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

Arthur J. Full

Subscribed and sworn to before me this 28th day of June, 1944.

Henry J. TePaske

Notary Public, Sioux County, ~~MINNESOTA~~ Iowa

My Commission Expires July 4, 1945.

#13,271.

State of Minnesota, County of Stearns.

PROBATE COURT

In the matter of the { Guardian of Estate of Nick Glesener, Decedent.

Bond and Oath of Representative (SURETY COMPANY FORM)

Filed the 7th day of July, 1944, and said bond recorded in Book 97 of

Bonds, page 99 of Probate

Records. Frank Henry Clerk - Judge of Probate.

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

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT
File No. 13,271

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Decedent.

Order Appointing Appraisers

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

It is ordered that J. B. Wimmer and

H. G. Borgerding

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

Dated this 16th day of August, 19 44

(PROBATE COURT SEAL)

J. B. Wimmer
Probate Judge

No. 13,271

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Decedent

Order Appointing Appraisers

Filed August 16th , 19 44

Frank Herzog
Probate ~~Judge~~ Clerk.

0033 1063

State of Minnesota, }
 County of Stearns. }

IN PROBATE COURT

File No. 13,271.

In the Matter of the Estate of

Nick Glesener, }
 Decedent. }

INVENTORY AND APPRAISAL

Date of Death March 15th., 1944.

OATH OF APPRAISERS

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

I, J. B. Wimmer, and

H.G. Bergerding, 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 Nick Glesener decedent, to the best of my ability, So Help Me God.

Subscribed and sworn to before me this 16th day of August, 1944.

Edward P. Flynn, Notary Public, Stearns County, Minn.
 My commission expires Aug. 19th., 1948.

J. B. Wimmer
H. G. Bergerding

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: <small>(give acreage)</small>	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
none.		
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit: the Northeast Quarter of Section Eight in Township One Hundred and Twenty-three and of Range Thirty-four.	unencumbered. 160 acres.	\$2500.00
		\$2,500.00.

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$2,500.00
<i>Total Net Value of Real Estate</i>		\$2,500.00
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>none.</i>	\$	\$	\$
<i>Total Value of Mortgages, Bonds, Notes, etc.</i>			\$

CLASS IV—All other Personal Property:

(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>none.</i>	\$	\$
<i>Total Value of All Other Personal Property</i>		\$

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$2,500.00.
 The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ *none*
 The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$2,500.00.
 Respectfully submitted,

Arthur J. Full.

 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~~ Iowa,)
 County of Sioux) ss. Arthur J. Full,

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

Subscribed and sworn to before me this 7th day of August, A. D. 1944.
 Henry J. TePaske
 Notary Public, Sioux County, Iowa
 My commission expires July 4, 1945

Arthur J. Full

Representative.

CERTIFICATE OF APPRAISERS

State of Minnesota,)
 County of Stearns.) We, the undersigned appraisers, duly appointed by the Probate Court of Stearns County, Minnesota, to appraise the estate of

Nick Glesener, 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 16th day of August, A. D. 1944.

J. P. Wimmer
 H. G. Bergendy

Appraisers.

File No. 13, 271.

State of Minnesota,

County of Stearns.

PROBATE COURT

In the Matter of the Estate of

Nick Glesener,

Decedent.

Inventory and Appraisal

Total Personal - \$ none
 Total Real Estate - \$2,500.00
 Total Appraisal - \$2,500.00.

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

Deputy-Treasurer of County, Minnesota.

Filed this 18th day of August, A. D. 1944

Henry J. TePaske, Probate Judge, Clerk
 Lawrence C. Flynn, Attorney
 Paynesville, Minn.

No. 3387

STATE OF MINNESOTA ,
 County of Stearns.

IN PROBATE COURT

In the Matter of the Estate of
 Nick Glesener,

Decedent.

INHERITANCE TAX RETURN

Date of death March 15th., 1944.

GENERAL INSTRUCTIONS

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

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

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

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

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

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

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

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

6901 EEN

ALL QUESTIONS ON THIS PAGE MUST BE ANSWERED

INSTRUCTIONS FOR SCHEDULE I

Property held in Joint Tenancy

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

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

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

INSTRUCTIONS FOR SCHEDULE II

Insurance and Annuities

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

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

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

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

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

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

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

INSTRUCTIONS FOR SCHEDULE III

Transfers by the Decedent

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

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

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

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

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

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

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

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

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

.....

.....

.....

.....

.....

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

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

INSTRUCTIONS FOR SCHEDULE IV

Powers of Appointment

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

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

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

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

2. Did decedent exercise power of appointment?

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

AFFIDAVIT

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

(Signature) _____

Arthur J. Full
Arthur J. Full

(Address) _____

Alton, Iowa

Subscribed and sworn to before me this

7TH _____

day of

August _____

19 44.

Henry J. TePaska

Notary Public, Sioux County, Iowa.

My commission expires July 4, 1945

File No. 13,271.....

STATE OF MINNESOTA

County of Stearns.....

Re: Estate of

Nick Glesener, Decedent.

INHERITANCE TAX RETURN

Filed August 18-1944

Frank Herzog
Clerk of Probate Court.

Henry J. TePaske, Esq.,
Orange City, Iowa.

Name Edward P. Flynn.....

Address Payneville, Minn.
Attorneys.

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

August 5, 1939.

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Nick Glesener, }
} ~~ward~~ 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
in the penal sum of \$ 3,000.00.
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	- - - - -	\$
Funeral expenses	- - - - -	\$
Expenses of last sickness	- - - - -	\$
Taxes	- - - - -	\$
Claims of creditors allowed by Court	- - - - -	\$
Legacies	- - - - -	\$
TOTAL debts and charges remaining unpaid	- - - - -	\$

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

Value as Fixed
by Appraisers

(a) The homestead of decedent, being in the County of
State of Minnesota, described as follows, to-wit: none.

\$

Value as Fixed
by Appraisers

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

State of Minnesota, described as follows, to-wit: the Northeast Quarter of
Section Eight in Township One Hundred and Twenty-three and
of Range Thirty-four.

\$2,500.00.

6. That the reasons and grounds for selling said real estate
are as follows, to-wit:

~~*(a) That the personal property of said estate is insufficient to pay the allowances to the spouse and children,
expenses of administration, funeral expenses, expenses of last illness, taxes, debts, and legacies.~~

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

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

Names	Addresses
Michael Thill	Sheldon, Iowa
Susan Full	" "
Kate Holms	" "
Mary Fiebig	3017 High St., Des Moines, Iowa
Josephine Glesener	Sheldon, "
Mathias Schmit	Hospers, "
Clemens J. Schmit	" "
Christina Grady	Granville, "
Eva Meyers	Montrose, South Dakota.
Matt Groos	3805 Twelfth Ave.S., Minneapolis, Minn.
Fred Groos	1441 Sherburne, St. Paul, "
Nick Groos c/o Bakery	Milaca, "
Leo Groos	344 Eighth Ave.N.E., No.St.Paul, "
Cosmar Groos	Mound, "

Wherefore, Your Petitioner Prays, that he as such representative of
said estate be authorized and directed to sell at private sale
all of the above described real property.**

Dated August 28th., 1944.

Arthur J. Full.
Petitioner.

State of Minnesota,

County of Stearns.

ss.

Arthur J. Full,

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.

Arthur J. Full

Subscribed and sworn to before me this

28th. day of August, 1944.

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

My Commission expires Aug. 19, 1948.

~~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.

#13, 271.

State of Minnesota,
County of Stearns.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener, ^{decedent} Decedent.

Petition for Order to Sell
Mortgage on Land

*Published in Belgrade
Tribune.*

Filed this 28th day of

August 1944

Frank Kelly
Probate Judge, Clerk.

MADE IN ST. CLOUD BY THE PRINT PRESS CO. 1M-73T

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

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

File No. 13,271

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Decedent.

Order of License to Sell Land
at Private Sale.

The above entitled matter came on to be heard by the Court on the 22nd day of September, 1944, upon the petition of Arthur J. Full 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 Belgrade Tribune, 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, Edward P. Flynn, 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 Arthur J. Full 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:

The Northeast Quarter (NE $\frac{1}{4}$) of Section Eight (8) in Township One Hundred Twenty-three (123) North, of Range Thirty-four (34) West.

SECOND—That before making sale of said real estate, or any part thereof, the said representative take, subscribe, and file in this court the oath in such case required by law and execute and file in this court a bond with sufficient sureties, to the Judge of this Court, and his successors in office, in the penal sum of _____ Dollars, conditioned as required by law in such cases; and cause the said real estate to be reappraised by _____ and _____ 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 22nd day of September, 1944.

[Signature]
Judge of Probate.

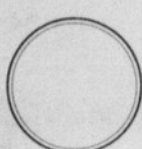
State of Minnesota, } ss.

PROBATE COURT

County of _____

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

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



_____ of the Probate Court.

Minnesota Form No. 92

File No. 131271

State of Minnesota, } ss.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Gleesener

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 _____, page _____ of _____

Register of Deeds.
Deputy.

By _____
Filed this 22nd day of Sept., 1944, and recorded in Book 1 of Orders, Page 253.
[Signature]
Clerk of Probate.

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

IN PROBATE COURT

In the Matter of the Estate of
Nick Glesener, }
Decedent. } W. G. B.

Oath of Appraisers and Appraisal
of Lands Under Order For Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns. }

I, A. J. Borgerding

and I, H. G. Borgerding

, 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
decendent, Nick Glesener, under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 22nd day of
September, 1944, and that I will appraise the said land described in said order for sale at its true
and full value, So Help Me God.

Subscribed and sworn to before me this

8th day of September, 1947.

Edward P. Flynn, Notary Public,

Stearns County, Minn.

My Commission Expires Aug. 19th, 1948.

A. J. Borgerding
H. G. Borgerding

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
Arthur J. Full to sell certain lands belonging to the
above named decendent, dated the
22nd day of September, 1944, do hereby certify and report:

That we did first and before making said appraisal take and subscribe the foregoing oath as by law required and there-
after did appraise at their true and full value in cash those certain tracts or parcels of land lying and being in the County of
Stearns, State of Minnesota, described in said order for sale, as follows, to-wit:

the Northeast Quarter (N.E. 1/4) of Section Eight (8) in Township One
Hundred and Twenty-three (123) and of Range Thirty-four (34), at \$ 2350.00,

File #13,271.

State of Minnesota,

County of Stearns.

PROBATE COURT

In the Matter of the Estate of

Nick Glesener, Decedent - ~~Wife~~

OATH OF APPRAISERS AND APPRAISAL OF LANDS UNDER ORDER FOR SALE

Filed this 17th day of September, 1947

Frank Meyog, Probate Judge - Clerk.

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

Respectfully submitted, W. J. B. Appraisers, W. J. B. Appraisers

Dated September 8th, 1947.

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

8681 E000

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

File No. 13,271

IN THE MATTER OF THE ESTATE OF
 Nick Glesener,
 Decedent.

Order Confirming Private Sale
 of Real Estate

The above entitled matter came on to be heard on the 17th day of
 September, 1947, upon the report of Arthur J. Full

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

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

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

THIRD—That the said representative, before making said sale, did cause the real estate hereinafter and in
 said order for sale described to be re-appraised by the persons appointed for that purpose in said order for sale, and
 their re-appraisal thereof to be filed in this court on the 17th day of September, 1947 and
 bearing date the 8th day of September, 1947.

FOURTH—That on the 9th day of September, 1947, the said
 representative, pursuant to said order for sale, did sell, at private sale, to J. B. Wimmer of
 Stearns County, Minnesota,
 for the sum of Twenty-three Hundred Seventy-five and no/100 - - - DOLLARS,
 the tract of land, described in said order for sale, lying and being in the County of Stearns
 State of Minnesota, described as follows, to-wit:

The Northeast Quarter (NE $\frac{1}{4}$) of Section Eight (8) in Township One
 Hundred Twenty-three (123), Range Thirty-four (34)

To be paid for in cash upon delivery of deed and abstract of title
 evidencing good and marketable title in vendor.

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

IT IS THEREFORE ORDERED, That said sale be, and the same hereby is in all things confirmed; and that the said representative of said estate be, and he hereby is, authorized and directed to execute and deliver to said purchaser good and sufficient deed of conveyance, upon compliance by him with the terms of said sale.

Dated at St. Cloud, Minnesota, this 17th day of September, 19 47.

Probate Court Seal

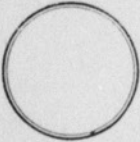
[Signature]
Probate Judge.

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 of Order Confirming Private Sale of Real Estate with the original record thereof preserved in this office and have found the same to be a correct transcript of the whole thereof.



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

_____ of the Probate Court.

File No. 13,271

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Order Confirming Private Sale of Real Estate

Office of Register of Deeds,

State of Minnesota,

County of _____

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

Register of Deeds.

Deputy.

Filed this 17th day of Sept. 19 47, and recorded in Book 29 of Orders, Page 107.

[Signature]
Clerk of Probate.

State of Minnesota, }
County of Stearns. }

IN PROBATE COURT,

In the Matter of the Estate of

Nick Glasener,
Decedent, W'ors.

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

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 22nd. day of September , 1944. , to sell at private sale the lands of said decedent, hereinafter described, as follows, to-wit:

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

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by H. G. Borgerding and A. J. Borgerding the appraisers appointed in said order for sale to appraise the same, and the appraisement thereof to be filed in this court. (1)

Third—That on the 9th. day of September , 1947. , he, pursuant to said order for sale, sold to J. B. Wimmer of Stearns County, Minnesota, the tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns State of Minnesota, described as follows, to-wit: the Northeast Quarter (N.E.¼) of Section Eight (8) in Township One Hundred and Twenty-three (123) and of Range Thirty-four (34),

for the sum of Twenty-three Hundred and Seventy-five and no/100 Dollars,

to be paid as follows, to-wit: all cash upon delivery of probate deed and abstract of title evidencing good and marketable title in vendor.

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

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

Dated September 9th, 1947.

Arthur J. Full

Representative and Petitioner.

State of Minnesota

County of Sioux

ss.

Arthur J. Full,

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.

Arthur J. Full

Subscribed and sworn to before me this

9th day of September, 1947.

Henry J. Tepaske, Notary Public, Sioux County, Iowa

My commission expires July 4, 1948.

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

#13, 271.

State of Minnesota,

County of Stearns.

PROBATE COURT

In the Matter of the Estate of

Mick Gleasoner, Decedent, W 4844

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

Filed this 17th day of September, A. D. 1947

Frank Hennig, Probate Judge - Clerk.

No. 3641*

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

State of Minnesota, }
 COUNTY OF Stearns

IN PROBATE COURT
 File No. 13,271

In the Matter of the Estate of Nick Glesener Deceased:

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

Arthur J. Full

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 17th day of June A. D. 1948

Earl J. Meis
 Judge of Probate

Stearns

County, Minn.

IN PROBATE COURT

COUNTY OF Stearns

IN THE MATTER OF THE ESTATE OF

Nick Glesener
Deceased

**Order Discharging Executor
or Administrator**

Filed this 17th day of
June 19 48

Recorded in Book 97 of Orders,

Page 82

Frank Herzog
Clerk *Judge* of Probate

0033 1085

State of Minnesota.

County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of

Nick Glesener, }
Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 12th day of December 19 47, 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, Edward P. Flynn, 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 17th day of November 19 47, in the Paynesville Press, 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 -	\$ none
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$ 2,375.00
Cash from interest and profits	\$
Cash from other sources.	\$
	\$
	\$
	\$
Total receipts from all sources	\$ 2,375.00

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 539.60
Expenses of last sickness	\$
Funeral expenses	\$
Taxes	\$
Claims of creditors of decedent	\$
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$ 1,835.40
Total credits	\$ 2,375.00

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 12th, 19 47

By the Court,

Earl J. Meing
Probate Judge.

13,271

No.
State of Minnesota,
County of Stearns
PROBATE COURT.
In the Matter of the Estate of
Nick Giesener Decedent
Order Allowing Final Account.

Filed this 12th day of
December, 19 47, and
recorded in Book No. 101 of Orders,
on Page 169

Wm. A. ...
Clerk of Probate.
No. 8508*

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

File No. 13,271

IN THE MATTER OF THE ESTATE OF

Nick Glesener,

} Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 12th day of December, 1947, 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, Edward P. Flynn, 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 testate on the 15th day of March, 1944, and at the time of his death decedent was a resident of the County of Sioux and State of Iowa.

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 \$ 1,835.40 comprising of the following items:

Cash.

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

None.

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

None.

FIFTH—That the following named persons are the.....residuary devisees
and legatees,.....

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

Michael Thill, Susan Full and Kate Holms, brother and sisters of decedent; Mary Fiebig and Josephine Glesener, the children of John P. Glesener, a deceased brother of decedent; Mathias H. Schmit, Clemens J. Schmit, Christina Grady and Eva Meyers, the children of Susan Schmit, a deceased sister of decedent; and Matt F. Groos, Fred A. Groos, Nick L. Groos, Leo F. Groos and Cosmer D. Groos, the children of Elizabeth Groos (Gross), a deceased sister of decedent.

NOW, THEREFORE, On motion of.....Edward P. Flynn, 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:

To each of Michael Thill, Susan Full and Kate Holms, the sum of \$305.90; to each of Mary Fiebig and Josephine Glesener, the sum of \$152.96; to each of Mathias H. Schmit, Clemens J. Schmit, Christina Grady and Eva Meyers, the sum of \$76.47; and to each of Matt F. Groos, Fred A. Groos, Nick L. Groos, Leo F. Groos and Cosmer D. Groos, the sum of \$61.18.

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

None for assignment.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said above named person...s, their heirs and assigns; without prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them, heretofore made.

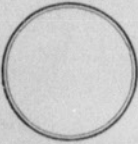
Dated at St. Cloud, Minn., this 12th day of December, 1947



Earl J. Meier, Probate Judge.

State of Minnesota,) ss. PROBATE COURT
County of

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



IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court, at

in said County, this day of 19

of the Probate Court.

File No. 13, 271

State of Minnesota, Stearns

County of

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nick Glesener

Decedent.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of

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

By Register of Deeds, Deputy.

Transfer entered this day of 19

County Auditor, Deputy.

Filed this 12th day of December 1947, and recorded in Book 104 of Deeds, page 92

Probate Clerk.

13,272

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF }
Wilhelmina Huschle, }
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 Rt #2, Richmond, in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: That he is a son.

SECOND—That said decedent was born in the County of In GERMANY, EUROPE. on son's farm, and died at SE from Roscoe, County of Stearns, State of Minnesota. on the 26th. day of April, 1944, aged 82 years and was at the time of her death a native of Roscoe, Stearns County, and a citizen of the Country of United States of America and a resident of Roscoe, 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 \$ 1010.00 divided as follows:

- 1. Household goods, - \$ 100.00
- 2. Wearing apparel, - - \$ 10.00
- 3. Stock, (1300.00 Par) - - \$ 900.00
- 4. Notes, bonds, etc., - - \$
- 5. Miscellaneous, - \$
- 6. - - - - - \$

That said estate also included real estate of the estimated worth and probable value of \$ 1,000.00 situated in Roscoe, in said County of Stearns, State of Minnesota, to-wit:

1. Homestead in Stearns, County, Minnesota, as follows:
A. City Property SE 1 sq. Acre of Lot 5, Sec. 30, Twp. 123, Range 31, Village of Roscoe, Minn. \$ 1,000.00
(Give Area)

(or)
B. Rural Property NONE \$
(Give Area)

2. Real Estate other than Homestead:
A. City Property NONE Lots without Buildings \$ None
City Property None Lots with Buildings \$ None
E. Rural Property Acres improved land \$ None
Rural Property Acres unimproved land \$ None

FIFTH—That the probable amount of debts of decedent is \$ 400.00, consisting of Doctor and Funeral expenses.

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
St. Agnes Parish,		None	Roscoe, Minn.
Anna Huschle,	38	Daughter	Roscoe, Minn.
Theresa Torborg,	41	Daughter,	Melford, Sask. Canada.
Ermalinda Huschle	26	Daughter,	Milwaukee, Wis.
Marcellina Becker,	10	Granddaughter	St. Paul, Minn. 828 Carroll Ave.,
Anton Husehle,	53	Son	Rt #2, Richmond, Minn.
Josephine Becker,	39	Daughter	St. Paul, Minn. 828 Carroll Ave.,
Sister M. Wilhelmina,	49	Daughter	St. Mary's Hospital, Mpls, Minn.
John Huschle,	43	Son	St. Cloud, Minn.

SEVENTH—That Anton Huschle, whose Post Office address is Rt #2, Richmond, Minn. is named in said Will as execut~~or~~^{or} thereof and is a suitable and competent person to be execut~~or~~^{or} of said Will.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Anton Huschle, be appointed execut~~or~~^{or} thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said Anton Huschle,

Dated May 18, 1944. Anton Huschle
Petitioner.

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

Subscribed and sworn to before me this 18th day of May, 1944.
I. J. MUGGLI, Notary Public, Stearns County, Minn. County, Minnesota.
My Commission Expires March 19, 1949, 19

13 272

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
Wilhelmina Huschle,
Decedent.

Petition for Allowance
and Probate of Will

Selection of Newspaper
To the Judge of said Court:
Please cause the notices in said estate to be published in the "Richmond Reporter" Richmond, Minn.
(Here insert name of newspaper)
Anton Huschle
Filed this 19th day of May 1944
David T. Shay, Attorney,
St. Cloud, Minn.
Clerk—Probate Judge
No. 8913

In the Matter of the Estate of:

WILHELMINA HUSCHLE,
 v. Decedent.

Qualification of Surety

The undersigned, being duly sworn on his oath, says he is one of the sureties on the bond in the above entitled matter; that he resides at Rt #1, Roscoe, Minnesota, in the Township of Eden Lake, in said county and state, and is a freeholder therein; that he is the owner of personal property worth the sum of Four thousand and No/100 - Dollars, consisting of the following, to-wit:
 Cash funds in Bank \$4,200.00.

That he is the owner of the following real estate, the description and value of which is as set forth herein:

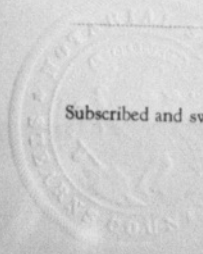
HOMESTEAD:		
Description	Value	Encumbrance
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, & N $\frac{1}{2}$ SW $\frac{1}{4}$ & Lot 2, Sec. 8, Twp. 122, Range 31, Stearns	\$ 8,000.00	\$ 2,500.00
	\$	\$

OTHER REAL ESTATE:		
Description	Value	Encumbrance
	\$	\$
	\$	\$
	\$	\$

REFERENCES:	
Name	Address
Peter Roeder,	Roscoe, Minnesota.
John Sauer,	Roscoe, Minnesota.

SURETY ON WHAT OTHER BONDS:

NONE OTHER.



Subscribed and sworn to before me a Notary Public, this 6th day of June 1944.

Ferdinand Morkedanz
I. J. Muggli
 Notary Public, Stearns County, Minnesota.
 I. J. MUGGLI,
 My Commission expires Notary Public, Stearns County, Minn.
 My Commission Expires March 19, 1949

STATE OF MINNESOTA
COUNTY OF STEARNS
In Probate Court

IN THE MATTER OF THE ESTATE OF

WILHELMINA HUSCHLE,
Decedent ~~XXXX~~

Qualification of Surety

Filed this _____ day of

_____, 194_____.

Clerk of Probate



0034 1095

In the Matter of the Estate of:

Wilhelmina Huschle,
Decedent.

Qualification of Surety

The undersigned, being duly sworn on his oath, says he is one of the sureties on the bond in the above entitled matter; that he resides at 831 - 15th., Ave., South, in the City of St. Cloud, in said county and state, and is a freeholder therein; that he is the owner of personal property worth the sum of Sixteen Hundred Twenty-five and No/100 - - - - - Dollars, consisting of the following, to-wit: Household furniture & Fixtures \$1500.00; U. S. Government bonds \$125.00

That he is the owner of the following real estate, the description and value of which is as set forth herein:

HOMESTEAD:

Description	Value	Encumbrance
Lot 9 Block 2, McClure & Whitney Add., St. Cloud, Minn.	\$ 5,000.00	\$ 2,700.00
	\$	\$

OTHER REAL ESTATE:

Description	Value	Encumbrance
None	\$	\$
	\$	\$
	\$	\$

REFERENCES:

Name	Address
Victor Heigel,	St. Cloud, Minnesota.
First State Bank,	Roscoe, Minnesota.

SURETY ON WHAT OTHER BONDS:

NONE OTHER.

Subscribed and sworn to before me a Notary Public, this 6th, day of June, 1944.

John Huschle
J. Muggli
Notary Public, Stearns County, Minnesota.

My Commission expires
J. J. MUGGLI,
Notary Public, Stearns County, Minn.
My Commission Expires March 19, 1949

STATE OF MINNESOTA
COUNTY OF STEARNS
In Probate Court

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle,
Decedent ~~XXXX~~

Qualification of Surety

Filed this _____ day of

_____, 194_____.

Clerk of Probate



0034 1097

ORDER FOR HEARING ON PETITION FOR PROBATE OF WILL, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON
STATE OF MINNESOTA, County of Stearns ss.

IN PROBATE COURT
File No. 13,272

In Re Estate of Wilhelmina Huschle, Decedent.

Anton Huschle having filed a petition for the probate of the Will of said decedent and for the appointment of Anton Huschle 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 16th day of June, 1944, at nine o'clock A. M. before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that objections to the allowance of said Will, if any, be filed before said time of hearing; that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and the claims so filed be heard on Friday, September 22nd, 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 the publication of this order in the Richmond Reporter, a legal newspaper, and by mailed notice as provided by law.

Dated May 19th, 1944.

(Probate Court Seal)

E. J. Reugemer,
Probate Judge

David T. Shay, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota

PRINTER'S AFFIDAVIT OF PUBLICATION

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

STATE OF MINNESOTA,
County of Stearns.

Anton Briseal, 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 Richmond Reporter, and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the Order for Hearing on Petition for Probate of Will Limiting Time to File Claims and for Hearing Thereon

hereinafter described, said newspaper was printed and published in the Village of Richmond, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the village from which it purports to be issued as above stated in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local 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 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 three successive weeks; that it was first so published on Thursday, the 25 day of May, 1944, and thereafter on Thursday of each week to and including the 8 day of

June, 1944; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:
abcdefghijklmnopqrstuvwxyz

Anton Briseal

Subscribed and sworn to before me this 9 day of

June, 1944.

J. O. Pace
Notary Public, Stearns County, Minn.

My commission expires April 7th, 1945, 1944.

13,272

STATE OF MINNESOTA }
County of Stearns }

PROBATE COURT

In the Matter of the Estate of

Wilhelmina Huschle
Decedent

Printers affidavit
Bill & Claims

FILED THIS 12th DAY

OF June A.D. 1944

Frank Herzog
Clerk of Probate

66014000
0034 1099

State of Minnesota, } ss.

County of Stearns

File No. 13,272

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Affidavit of Mailing of Order for Hearing

Wilhelmina Huschle

Decedent.

On Petition for Probate of Will, Limiting

Time to File Claims and for Hearing Thereon

C
V
H
n

State of Minnesota, } ss.

County of Stearns

Natalie E. Slaney

ORDER FOR HEARING ON PETITION FOR PROBATE OF WILL, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON STATE OF MINNESOTA, County of Stearns ss.

IN PROBATE COURT

File No. 13,272

In Re Estate of Wilhelmina Huschle, Decedent.

Anton Huschle having filed a petition for the probate of the Will of said decedent and for the appointment of Anton Huschle 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 16th day of June, 1944, at nine o'clock A. M. before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that objections to the allowance of said Will, if any, be filed before said time of hearing; that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and the claims so filed be heard on Friday, Septemebr 22nd, 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 the publication of this order in the Richmond Reporter, a legal newspaper, and by mailed notice as provided by law.

Dated May 19th, 1944.

(Probate Court Seal)

E. J. Reugemer,
Probate Judge

David T. Shav, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota

being first duly sworn on oath deposes and says that on

the 2nd day of June, 1944,

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

in the above entitled matter, to

(Commissioner of Taxation)

and one to

(Secretary of State or Foreign Consul)

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

positing the same in the U. S. mails at

St. Cloud, Minnesota

and addressed to the following named persons:

POST OFFICE	CITY	STATE
	Roscoe	Minn.
	Roscoe	Minn.
	Medford, Sask.	Canada
	Milwaukee	Wisconsin
1 Avenue	St. Paul	Minn.
	Richmond	Minn.
1 Avenue	St. Paul	Minn.
Hospital	Minneapolis	Minn.
	St. Cloud	Minn.

Subscribed and Sworn to before me this 2nd

day of June, 1944

David T. Shav
DAVID T. SHAV

Notary Public, Stearns County, Minn.

Natalie E. Slaney

My commission expires January 6, 1950

File No. 13,272

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Wilhelmine Buschle

Decedent.

AFFIDAVIT OF MAILING

Mill & Blain

Filed June 16th, 1944

Frank Neryon
Probate Clerk

No. 3654*

0034 1101

State of Minnesota

County of Stearns

} ss.

IN PROBATE COURT

IN the Matter of the Estate of Wilhelmina Ruschle Deceased

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Anton Huschle named as execut or

of said Will, having applied for Letters Testamentary thereon:

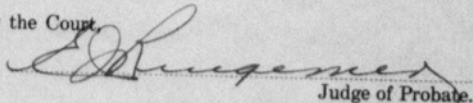
IT IS ORDERED, That the said Anton Huschle give bonds to the Judge of this Court in the sum of Two Thousand and no/100 (\$2000.00) Dollars conditioned that he

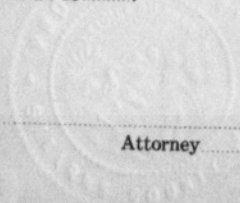
will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary be to him issued.

Dated at St. Cloud, Minnesota, the 20th day of June

A. D. 1944

By the Court


 Judge of Probate.


 Attorney for Petitioner.

No. 13,272

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Wilhelmina Huschle

Deceased.

Order for Executor's Bond

Filed this 20th day of
June A. D., 1944, and
recorded in Book of Orders, on
page .

Frank Herzog

Clerk ~~Judge~~ of Probate.

No. 3540*

0034 1103

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

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

Wilhelmina Huschle

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns } ss.

Peter Roeder

....., being
duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the subscribing
witnesses to the instrument now shown him, bearing date the 23rd day of
December A. D. 1936 and purporting to be the Last Will and Testament of

Wilhelmina Huschle

..... of the County
of Stearns and State of Minnesota now here presented
for probate; that Peter Roeder 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 23rd day of December

A. D. 1936, 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

Louise Muggli

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

Louise Muggli

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..... 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
30th day of June A. D. 1944
J. J. Hengeman
Judge of Probate.

Peter Roeder

No. 13,272

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Eilhelmina Huschle

Decedent.

TESTIMONY OF

Peter Roeder

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

20th day of

June 19 44

Frank Herzog
Clerk ~~in~~ of Probate.

No. 3545*

0034 1105

LAST WILL AND TESTAMENT.

In the Name of God, Amen, I, Wilhelmina Huschle of the Village of Roscoe in the County of Stearns, and State of Minnesota, being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore, make, ordain, publish and declare this to be my Last Will and Testament, hereby revoking all former Wills and Codicils made by me.

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

Second, after the payment of such funeral expenses and debts, I give, devise and bequeath:

1. Unto the pastor of the St. Agnes Parish at Roscoe, Minnesota, the sum of twenty-five dollars for the purpose of having masses read for my deceased husband, Martin Huschle, my deceased son, Casper Huschle, and myself. It is my intention that each and every mass read shall be for the three souls above designated.

2. Unto the St. Agnes Parish at Roscoe, Minnesota, the sum of twenty-five dollars, to be used for parish purposes.

3. Unto my beloved daughter, Anna Huschle, the sum of fifty dollars and also all furniture contained in the living-room and the leather davenport in my residence in the Village of Roscoe.

4. Unto my beloved daughter, Theresa Torborg, the sum of ten dollars.

5. Unto my beloved daughter, Ermalinda Huschle, the iron bed and bureau which I own.

6. Unto my granddaughter, Marcellina Becker, of St. Paul, Minnesota, the sum of ten dollars.

All the residue, rest and remainder of my estate, whether real or personal, and wherever situate, I give, devise and bequeath in equal and undivided shares unto my following named children, to-wit: Anton Huschle, Anna Huschle, Josephine Becker, Sister Wilhelmina and John Huschle.

Wilhelmina Huschle.....

Lastly, I nominate and appoint my beloved son, Anton Huschle, of Roscoe, Minnesota, to be Executor of this my Last Will and Testament.

In Testimony-Whereof, I have hereunto subscribed my name and affixed my seal, the 23^d day of December, 1936.

Wilhelmina Huschle..... (SEAL)

This Instrument, consisting of two typewritten pages, including this certificate, each page bearing the signature of this Testatrix, was, on the day of the date hereof, signed, published and declared by the said Testatrix, Wilhelmina Huschle, 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.

Louise Muggli
.....residing at
Peter Raeder
.....residing at

Roscoe, Minn.
Roscoe Minn

LAST WILL AND TESTAMENT

of

WILHELMINA HUSCHLE

of

Roscoe, Minnesota.

State of Minnesota,
COUNTY OF Stearns

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Wilhelmina Huschle 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
Wilhelmina Huschle Decedent, late of said County of Stearns
bearing date the 23rd day of December 19 36, 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 Wilhelmina Huschle
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 20th day of
June 19 44.

[Signature]
Judge of Probate.



State of Minnesota,)

County of Stearns)

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

Decedent.

Certificate of Probate of Will

Filed this 20th day of

June 19 44, and recorded,

together with the will attached in Book

X of Records of Wills, Page 553

Frank Herzog
Clerk of Probate.

0034 1110

State of Minnesota, }
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of

Wilhelmina Huschle

Decedent

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 16th day of June 19 44

upon the petition of Anton Huschle

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 19th day of May 19 44 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 26th day of April 19 44, and at the time of his death was a resident of Roscoe

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:

Peter Roeder

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 June 20th, 19 44.

J. J. Sugeman
Judge of Probate.



State of Minnesota, }

County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

Decedent.

Order Admitting Will to Probate

Filed this 20th day of
June 19 44, and recorded
in Book " 80 " of Orders, Page 2

Frank Henry
Clerk of Probate.

2111600

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle
 Decedent.

LETTERS TESTAMENTARY

To Anton Huschle

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 ~~three months~~ ^{one month} from the date hereof, to make and file in this court, a true, verified inventory of all the estate of said decedent, and cause the same to be appraised according to law.*

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

Third—*To cause to be paid, according to the provisions of said will as far as possible, and where not possible, then according to law, out of the personal estate of decedent if the same be sufficient therefor, and if not sufficient, then out of the real estate of decedent to be sold under the 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 25th day of

July 19 44.

{ COURT SEAL }

[Signature]
 Judge of Probate Court.

41114800

State of Minnesota,

IN PROBATE COURT

County of } ss.

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. 13,272

State of Minnesota, } ss.
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle
Decedent

LETTERS TESTAMENTARY [Long Form]

Filed this 25th day of
July 1944, and Recorded
in Book "A" of Letters, Page 183

Frank Herzog
Clerk - ~~Judge~~ of Probate Court.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT.

In the Matter of the Estate of

Wilhelmina Huschle,

BOND

Know All Men by these Presents, That we Anton Huschle, Rt #2,

of Richmond,

in the County of Stearns

State of Minnesota, as principal, and

John Huschle, 831 - 15th., Ave., South, St. Cloud, Minnesota, and Ferdinand

Mackedanz, Roscoe, Minnesota.

of said County and State,

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

Judge of Probate of the County of STEARNS

Minnesota, in the sum of

- TWO THOUSAND (\$2,000.00) and No/100 - - - - - DOLLARS,

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

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

, who has been appointed representative of the

estate of the above named Wilhelmina Huschle, deceased, shall

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

Witness, our hands and seals this 6th., day of June, A. D. 19 44.

Signed, Sealed and Delivered in Presence of

I. J. Muggli
Louise Muggli

Anton Huschle (SEAL)
John Huschle (SEAL)
Ferdinand Mackedanz (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota,

County of Stearns

} ss.

Be It Known, That on this 6th., day of June, A. D. 19 44,

personally appeared before me Anton Huschle, John Huschle and Ferdinand Mackedanz,

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

I. J. Muggli
I. J. Muggli, Roscoe, Notary Public.

My Commission Expires March 19, 1949., 19 Stearns. County, Minn.

JUSTIFICATION

State of Minnesota, } ss.

County of Stearns

John Huschle,

of 831 - 15th., Ave., South, St. Cloud, Minn.

and Ferdinand Mackedanz,

of Rt #1, Roscoe, 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 \$ 2,000.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

John Huschle
Ferdinand Mackedanz

Subscribed and sworn to before me this 6th. day of June, 1944.

I. J. Muggli, Roscoe, Minn.
Notary Public, Stearns

County, Minnesota.

My Commission Expires March 19, 1949.

APPROVAL

I do hereby approve the within Bond, this 25th day of July, A. D. 1944

J. J. Rugenies
Judge of Probate

(Court Seal)

OATH

State of Minnesota, } ss.

County of Stearns

I, Anton Huschle,

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 Wilhelmina Huschle, Deceased, to the best of my ability. So help me God.

Anton Huschle

Subscribed and sworn to before me this 6th. day of June, A. D. 1944.

I. J. Muggli, Roscoe, Minn.
Notary Public.

My Commission Expires March 19, 1949. 19 STEARNS County, Minn.

13.272

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

WILHELMINA HUSCHLE,
Decedent - XXXXX

BOND AND OATH OF
REPRESENTATIVE

Filed this 25th day of July 1944

and said Bond recorded in Book X of Bonds, page 389 of Probate Records.

David T. Shay
Clerk - Judge of Probate.

David T. Shay, Attorney,
St. Cloud, Minn.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Wilhelmina Huschle }
Decedent. }

Order Appointing Appraisers

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

It is ordered that Peter Roeder and

I. J. Muggli

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

Dated this 22nd day of July, 1944.

(PROBATE COURT SEAL)

[Handwritten Signature]
Probate Judge.

No. 13,272

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

Decedent

Order Appointing Appraisers

Filed July 22nd, 19 44

Frank Herzog
Probate ~~XXXX~~ Clerk.

8111655
0034 1118

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

File No.

INVENTORY AND APPRAISAL

Decedent

Date of Death April 26, 1944.

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I. J. Muggli,

I, Peter Roeder,

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

Subscribed and sworn to before me this 22nd day of July 1944.

Louise Muggli, Notary Public, Stearns County, Minn. My commission expires Feb. 8, 1946. (SEAL)

Peter Roeder, Louise Muggli (Signatures)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of <u>1</u> acres in area described as follows, to-wit: East 208.71 feet of South 207.71 feet of Government Lot 5, Sec. 30, Twp. 123, Range 31 (being the Southeast acre of Government Lot Five (5) of said Section, Township & Range, in the village of Roscoe, Minn)	None	937.50
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		\$ 937.50
NONE		None
		\$ 937.50

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>	None	\$ 937.50
<i>Total Net Value of Real Estate</i>	None	\$ 937.50
CLASS II—Furniture and Household Goods:		
NONE	\$ None	\$ None
<i>Total Value of Furniture and Household Goods</i>		\$ None
CLASS III—Wearing Apparel and Ornaments:		
None	\$ None	\$ None
<i>Total Value of Wearing Apparel and Ornaments</i>	None	\$ None
CLASS IV—Corporation Stocks (Give Certificate No.)		
5 shares 6% preferred Stock Northern States Power Co., (Delaware) Cert #CB/D-167489 @ 70	\$ None	\$ 350.00
9 shares 7% preferred Stock Northern States Power Co., (Delaware) Cert #CA/O-19952 @ 77	None	693.00
<i>Total Value of Stock</i>	None	\$ 1,043.00

VERIFICATION

State of Minnesota,

County of Stearns } ss.

Anton Huschle,

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

Subscribed and sworn to before me this

22nd. day of July, A. D. 1944.

I. J. Muggli, Roscoe, Minn. Notary Public, STEARNS, County, Minn.

My commission expires March 19, 1949.

(SEAL)

Anton Huschle

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota,

County of Stearns }

We, the undersigned appraisers, duly appointed by the Probate Court of STEARNS County, Minnesota, to appraise the estate of

Wilhelmina Huschle,

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

Dated this 22nd. day of July, A. D. 1944.

Peter Roeder, I. J. Muggli

Appraisers

File No. 13,272

State of Minnesota, County of STEARNS

PROBATE COURT

IN THE MATTER OF THE ESTATE OF Wilhelmina Huschle,

Decedent	
Inventory and Appraisal	
Total Personal	\$ 1,816.80
Total Real Estate	\$ 937.50
Total Appraisal	\$ 2,754.30

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

Deputy-Treasurer of County, Minnesota

Filed this 25th day of July, A. D. 1944

Probate Judge - Clerk

David T. Shay, St. Cloud, Minn. Attorney

STATE OF MINNESOTA
County of STEARNS

IN PROBATE COURT

In the Matter of the Estate of
Wilhelmina Huschle
Decedent

INHERITANCE TAX RETURN
Date of death April 26, 1944.

GENERAL INSTRUCTIONS

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

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

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

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

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

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

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

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

ALL QUESTIONS ON THIS PAGE MUST BE ANSWERED

INSTRUCTIONS FOR SCHEDULE I

Property held in Joint Tenancy

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

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

Ans. Yes or No... No

INSTRUCTIONS FOR SCHEDULE II

Insurance and Annuities

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

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

Ans. Yes or No... No

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

Ans. Yes or No... No

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

Ans. Yes or No... No

INSTRUCTIONS FOR SCHEDULE III

Transfers by the Decedent

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

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

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

Ans. Yes or No... No

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

Ans. Yes or No... No

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

Ans. Yes or No... No

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

.....

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

Ans. Yes or No... No

INSTRUCTIONS FOR SCHEDULE IV

Powers of Appointment

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

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

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

Ans. Yes or No... No

2. Did decedent exercise power of appointment?

Ans. Yes or No... No

Estate of Wilhelmina Huschle,

SCHEDULE I
PROPERTY HELD IN JOINT TENANCY

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

List property in the following order: (1) Real estate; (2) Furniture and household goods; (3) Wearing apparel; (4) Corporation stocks (*under description identify by certificate numbers and give class of stock and par value and price per share*); (5) Mortgages, Bonds, Notes and other Written Evidences of Debts (*under description give name of debtor, bond number, rate of interest, maturity date, price per hundred*); (6) All other Personal Property.

Date of transfer to joint tenants	Description	Surviving joint tenant	Relationship to decedent	Liens or encumbrances, etc.	Value at date of death	County Assessor's true and full value of real estate as of date of death
None	None	None	None	\$ None	\$ None	\$ None
	Total			\$ none	\$ none	\$ none

5211 600 0034 1125

Estate of Wilhelmina Huschle,

SCHEDULE II
INSURANCE AND ANNUITIES

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

Date Taken Out	Number of Policy	Name of Company	Amount payable at death, including post-mortem dividend or commuted or cash refund value of annuities	Name of Beneficiary and Relationship to Decedent	Did Decedent on July 16, 1957 have right to:	
					(1) Change Beneficiary?	(2) Cash Surrender Value?
None	None	None	\$ None			
			\$ None			

92114300

Estate of Wilhelmina Buschle,

SCHEDULE III
TRANSFERS MADE BY DECEDENT DURING LIFE

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

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

1211 45 PM

AFFIDAVIT

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

(Signature) Anton Hyschle

(Address) Rt #2, Richmond, Minnesota.

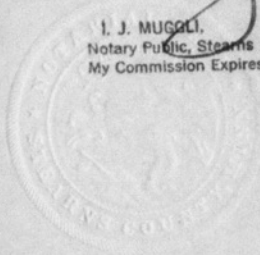
Subscribed and sworn to before me this

22nd. day of

July, 1944.

I. J. MUGGLI

I. J. MUGGLI.
Notary Public, Stearns County, Minn.
My Commission Expires March 19, 1949



File No. 13,272

STATE OF MINNESOTA

County of STEARNS

Re: Estate of

WILHELMINA HUSCHLE,
Decedent.

INHERITANCE TAX RETURN

Filed

July 25th 1944
Frank Herzog
Clerk of Probate Court.

Name David T. Shay,

Address St. Cloud, Minn.

Attorney.

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

August 5, 1939.

0034 1129

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Wilhelmina Huschle, ~~Wife~~ Decedent.

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

Your Petitioner respectfully represents and shows to the Court:

1. That he is the representative of the estate above named.
2. That the bond filed by him herein as such representative, pursuant to order of this Court is in the penal sum of \$ 2,000⁰⁰
3. That there remains in his hands undisposed of personal property of the estimated value of \$1,816.80
4. That the debts and charges against said estate remaining unpaid to the best knowledge and information of your petitioner are approximately as follows, to-wit:

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

5. That your petitioner desires to 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 Stearns

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

East 208.71 feet of South 207.71 feet of
Government Lot 5, Sec. 30, Twp. 123, Range 31,
(being the Southeast One (1) acre of Government
Lot Five(5) of said Section, Township & Range,
In the village of Roscoe, Minn.)

\$ 937.50

\$.....

Value as Fixed
by Appraisers

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

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

NONE

\$.....

State of Minnesota,

County of Stearns

} ss.

Anton Huschle,

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.

Anton Huschle

Subscribed and sworn to before me this

11th day of October 1944.

I. J. Muggli, Notary Public. STEARNS, County, Minnesota.

My Commission expires March 19, 1949.

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.

13,272

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle, Decedent.

Petition for Order to Sell, Mortgage or Lease Land

Filed this 16th day of October 1944

Frank Heitzig Probate Judge

State of Minnesota,

County of

Stearns

ss.

IN PROBATE COURT

File No. 13,272

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle,

Decedent.

Order of License to Sell Land
at Private Sale.

The above entitled matter came on to be heard by the Court on the 10th
day of November, 1944, upon the petition of Anton Huschle
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 Richmond Reporter, 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, David T. Shay, 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 Anton Huschle 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:

East 208.71 feet of South 207.71 feet of Government Lot numbered Five (5), Section Thirty (30), Township One Hundred twenty-three (123) North, Range Thirty-one (31) West, (being the Southeast One (1) acre of Government Lot Five (5), said section, township and range, in the Village of Roscoe).

SECOND—That before making sale of said real estate, or any part thereof, 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.~~

cause the said real estate to be reappraised by
 Peter Roeder and I. J. Muggli
 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 10th day of November, 19 44.

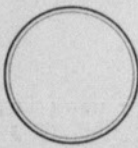
I. J. Muggli
 Judge of Probate.

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. 13,272

State of Minnesota, } ss.
 County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

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 _____, page _____ of _____

By _____
 Register of Deeds, Deputy.

Filed this 10th day of Nov. 19 44, and recorded in Book _____ of Orders, Page _____ of S.S.

W. M. [Signature]
 Clerk of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 13,272

In the Matter of the Estate of }
Wilhelmina Huschle, }
Decedent. }

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 17th day of November
19 44, upon the report of Anton Huschle

as representative

(Representative or Guardian)

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

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

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

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

FOURTH—That on the 13th day of November, 19 44, the said
representative
pursuant to said order of license, did sell, at private sale, to Ferdinand Mackedanz
of Roscoe, Minnesota,
for the sum of One Thousand and no/100 (\$1000.00) - - - - - DOLLARS,
the tract of land, described in said order of license, lying and being in the County of Stearns
State of Minnesota, described as follows, to-wit:

The East 208.71 feet of the South 207.71 feet of Government Lot
Five (5), Section Thirty (30), Township One Hundred Twenty-three
(123) North, Range Thirty-one (31) West (being the Southeast acre
of Government Lot Five (5) of said section, township and range,
in the Village of Roscoe, Minnesota).

To be paid for in cash upon delivery of representative's deed
and abstract of title.

FIFTH—That the sum... for which said land... so sold 18 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 him with the terms of said sale.

Dated at St. Cloud, Minnesota, this 17th day of November, 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. 13,272

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Wilhelmina Huschle

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 Nov., 19 44, and recorded in Book 90 of Orders, Page 412.

[Signature]
Clerk of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of
Wilhelmina Huschle,
Decedent - ~~Mark~~

Oath of Appraisers and Appraisal
of Lands Under Order for Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns }

I, Peter Roeder,

and I, I. J. Muggli, 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

Wilhelmina Huschle, under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 10th., day of
November, 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

13th., day of November 19 44.

Louise Muggli
Louise Muggli, Roscoe, Minn. Notary Public.

Peter Roeder
I. J. Muggli

STEARNS County, Minn.

My Commission Expires February 8, 1946.

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
~~Resurrection Macodonsyn~~ Anton Huschle, Executor to sell certain lands belonging to the
above named Wilhelmina Huschle, dated the
10th., day of November 19 44., do hereby certify and report:

That we did first and before making said appraisal take and subscribe the foregoing oath as by law required and there-
after did appraise at their true and full value in cash those certain tracts or parcels of land lying and being in the County of
Stearns State of Minnesota, described in said order for sale, as follows, to-wit:

East 208.71 feet of South 207.71 feet of Government Lot Five (5) Section 30,
Township 123, Range 31, (being the Southeast acre of Government Lot Five (5)
of said Section, Township & Range in the Village of Roscoe, Minnesota. . . . \$1,000.00

13,272

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Wilhelmina Huschle,
Decedent - ~~WCH~~

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

Filed this 17th day of
November, 1944
Frank Hennig
Probate Judge - Clerk.

No. 3606*



Dated November 15, 1944.

Respectfully submitted,

Alfred Probst
Frank Hennig
Appraisers.

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

6E114E00

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

Wilhelmina Huschle,

Decedent

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

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 10th., day of November, 1944, to sell at private sale the lands of said Wilhelmina Huschle, hereinafter described, as follows, to-wit:

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

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by Peter Roeder and I. J. Muggli, both of Roscoe, Minnesota, the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court (1)

Third—That on the 13th., day of November, 1944, he, pursuant to said order for sale, sold to Ferdinand Mackedanz, of Roscoe, Minnesota, the tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

East 208.71 feet of South 207.71 feet of Government Lot Five (5), Section 30, Township 123, Range 31, (being the Southeast acre of Government Lot Five (5) of said Section, Township & Range, in the village of Roscoe, Minnesota)

for the sum of ONE THOUSAND (\$1,000.00) and No/100 - - - - - Dollars,

to be paid as follows, to-wit:

Full cash upon delivery of representative's deed, and abstract of title.

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..... not less than the value thereof as re-appraised by said appraisers appointed for that purpose in said order of sale.

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

Dated November 13, 19 44.

Anton Huschle
Representative and Petitioner.

State of Minnesota,

County of STEARNS } ss.

Anton Huschle,

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.

Anton Huschle

Subscribed and sworn to before me this

13th day of November, 19 44.

I. J. Muggli, Roscoe, Minn.
Notary Public.

STEARNS County, Minn.

My commission expires March 19, 1949, 19

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

13.272

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Wilhelmina Huschle,
Decedent—~~WIFE~~

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

Filed this 17th day of November, A. D. 19 44

Frank Heryon
Probate Judge - Clerk.

No. 3641*

State of Minnesota,

County of

Stearns

} ss.

IN PROBATE COURT

File No. 13,272

In the Matter of the Estate of Wilhelmina Huschle Deceased.

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

Anton Huschle

as representative of the above named estate ha^s 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 ha^s paid over to the distributees named in said final decree all moneys, funds and property to them awarded by said final decree and ha^s fully complied with all other orders and decrees of this Court relating to said estate, and ha^s 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 26th day of November A. D. 19 45

[Handwritten Signature]
Judge of Probate.

Stearns County Minn.

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Wilhelmina Huschle

Deceased.

Order Discharging Executor
or Administrator and
Sureties

Filed this 26th day of

November 1945

Recorded in Book 75 of Orders

Page 578

Frank Herzog

Clerk—~~Judge~~ of Probate.

0034 1143

State of Minnesota,
Stearns

County of

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Huschle

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 20th day of April 1945, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney, David T. Shay, 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 26th day of March 1945, in the Richmond Reporter, 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	\$ 1,816.80
Personal estate omitted from the inventory	\$ 94.24
Gain by sales above appraised value	\$ 1,000.00
Cash from sales of real estate	\$ 34.68
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
Total receipts from all sources	\$ 2,945.72

DISBURSEMENTS AND CREDITS	
Estate selected for surviving spouse	\$ 98.25
Maintenance of family of decedent	\$ 50.00
Expenses of administration	\$ 353.00
Expenses of last sickness	\$ 15.40
Funeral expenses	\$ 225.60
Taxes	\$ 120.00
Claims of creditors of decedent	\$
Legacies	\$
Residue on hand for distribution	\$ 2,083.47
Total credits	\$ 2,045.72

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wilhelmina Ruschle

Order Allowing Final Account

Filed this 24th day of
September, 1945, and
 recorded in Book 88 of Orders
 at Page 266

Frank Herzog
 Clerk ~~in~~ of Probate.

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 September 24th, 1945.

By the Court,

Stearns
 Probate Judge.

State of Minnesota, }
 County of Stearns }^{88.}

IN PROBATE COURT

File No. 13,272

In the Matter of the Estate of

Wilhelmina Huschle

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 20th day of April, 19 45, 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, David T. Shay, 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 testate on the 26th day of April, 19 44, and at the time of her death decedent was a resident of the County of Stearns and State of Minnesota.

FOURTH—That the residue of the estate of said decedent for distribution consists of the following property, to-wit:
 (A) Personal property of the value of \$ 2083.47 comprising the following items:

Cash.

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

None

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

None.

FIFTH—That the following named persons are the residuary devisees
and legatees

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

Anton Huschle, Anna Huschle, Josephine Becker, Sister
Wilhelmina and John Huschle, children of said decedent.

Now, Therefore, On motion of David T. Shay, 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-fifth (1/5) thereof to each of the said Anton Huschle,
Anna Huschle, Josephine Becker, Sister Wilhelmina and John Huschle,
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 thereunto belonging or in anywise appertaining to the said above named person...s, their heirs and assigns; without prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them, heretofore made.

Dated at St. Cloud, Minn., this 24th day of September, 19 45

[Signature]
Probate Judge.



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 of Final Decree of Distribution with the original record thereof preserved in this office and have found the same to be a correct transcript of the whole thereof.



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

..... of the Probate Court.

File No. 13,272
State of Minnesota,
County of Stearns
IN PROBATE COURT

In the Matter of the Estate of
Wilhelmina Ruschle
Deceased.
Final Decree of Distribution

Office of Register of Deeds,
State of Minnesota.

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

By Deputy.
Register of Deeds.
Transfer entered this day of, 19

By Deputy.
County Auditor.

Filed this 24th day of Sept., 19 45, and recorded in Book 93 of Decrees, page 33
[Signature]
Clerk of Probate Court.
No. 3881*