



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

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13,282

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katherine F. Czech

Decedent.

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner J. A. Kraus, Executive Secretary, Stearns County Welfare Board respectfully represents and states to the Court:

First—That your Petitioner is a resident of St. Cloud in the County of Stearns State of Minnesota, and is an adult who has an interest in whatever estate the decedent above named may have left at the time of his death, to-wit: as a creditor

Second—That said decedent was born in the Country of Germany and died at St. Cloud, State of Minnesota on the 8th day of March, 1943, aged 87 years and was at the time of her death a native of St. Cloud, and a citizen of the County of Stearns and a resident of Opole, Stearns County of Stearns, State of Minnesota, and was the owner of estate in the County of Stearns State of Minnesota, at the time of her death.

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

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

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

That said estate included real estate of the estimated and probable value of \$ 300.00 consisting principally of lands in the County of Stearns, State of Minnesota, described as follows, to-wit:

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

A. City Property

(or)

(Give Area)

\$

B. Rural Property

One-quarter acre in the Village of Opole

(Give Area)

\$ 300.00

\$

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings

\$

City Property

Lots with Buildings

\$

B. Rural Property

Acres improved land

\$

Rural Property

Acres unimproved land

\$

Fifth—That the probable amount of the debts of decedent is \$ 1351.00

hhhi hhoouu

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Anna Sovada	65	Daughter	Little Falls, Minn.
Emma Marsolek	62	Daughter	Holdingford, Minn.
Tom Czech	60	Son	Buckman, Minn.
Lizzie Chirhart	58	Daughter	St. Cloud, Minn.
Mary Market	56	Daughter	Fenzell, Ind.
Katherine Kehr	54	Daughter	Buffalo, N. Y.
Frank Czech	62	Son	Holdingford, Minn.
Vince Czech	50	Son	Bowlus, Minn.
Sophis Marsolek	48	Daughter	Holdingford, Minn.
Alex Czech	33	Son	Buffalo, N. Y.

Seventh—That J. A. Kraus, whose Post Office address is St. Cloud, Minnesota is a suitable and competent person to administer the said estate, and is lawfully entitled thereto.

THEREFORE, Your Petitioner prays that administration of the estate of said decedent be granted by the Court, and that upon due qualification....., letters of administration be issued to the said.....

J. A. Kreuz

State of Minnesota, } ss.
County of Stearns }

J. A. Kraus
J. A. kraus Petitioner.

J. A. Kraus

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

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

J. A. Kraus
J. A. Kraus Petitioner.

DAVID T. SHAY Notary Public.
Stearns County, Minn.
My Commission expires January 6, 1950.

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina F. Czech
Decedent.

PETITION FOR ADMINISTRATION

Selection of Newspaper

To the Judge of said Court:

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

be published in the
Heldford Paper
(Here insert name of newspaper)
Send your proof to

Filed this 29th day of Mar 1944

1944

Frank A. Perry
Probate Judge, Clerk.

STATE OF MINNESOTA,
COUNTY OF STEARNS*E. Edard Mattson*

Walter R. Mattson, being duly sworn on oath says; that he is and during all the times herein stated has been, the publisher of the newspaper known as The Holdingford Herald and has full knowledge of the facts hereinafter stated.

LEGAL PUBLICATIONS

STATE OF MINNESOTA,
County of Stearns — ss.IN PROBATE COURT
File No. 15,282IN RE ESTATE OF Katharina F.
Casch, Decedent.Order for Hearing on Petition for
Administration, Limiting Time to
File Claims and for Hearing There-
on

J. A. Kraus having filed herein a petition for general administration stating that said decedent died intestate and praying that J. A. Kraus be appointed administrator;

IT IS ORDERED, That the hearing thereof be had on Friday, the 23rd 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, 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, October 6th, 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 Holdingford Herald, a legal newspaper, and by mailed notice as provided by law.

Dated May 29th, 1944.

E. J. Ruegerer
Probate Judge.(Probate Court Seal)
David T. Shay, Esq.
Attorney for Petitioner.
St. Cloud, Minnesota.

(Pub. June 1, 8, 15, 1944)

That for more than one year prior to the publication therein of the -----

Order for Hearing

hereinafter described,

said newspaper was printed and published in the Village of Holdingford, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication in the Village of Holdingford, from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued on Thursday of each week from its known office established in said place of publication and employing skilled the workmen and the necessary material for preparing and printing of the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its make-up not less than 25 per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the -----

Order for Hearing

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for 3 successive weeks; that it was first so published on Thurs the 29th day of May, 1944 and thereafter on Thurs of each week to and including the 15th 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:

a b e d e f g h i j k l m n o p q r s t u v w x y z

Subscribed and sworn to before me this 16th day of June, 1944.*Ernest E. Schneiders*

Notary Public, Stearns County, Minnesota

My Commission Expires Jan 22, 1949

13.28V

PRINTER'S
AFFIDAVIT OF PUBLICATION
OF
THE HOLDINGFORD HERALD

OF Adm. v. Claims

Katharina F. Czech
Doc't

FILED THIS 17th DAY
OF July A.D. 19 44
Frank Herzog
Clerk of Probate

9667 6600
1496

State of Minnesota, } ss.
County of Stearns

File No. 13,282

IN PROBATE COURT

Affidavit of Mailing of Order for Hearing

IN THE MATTER OF THE ESTATE OF

Katharina F. Czech

Decedent.

On Petition for Administration, Limiting

Time to File Claims and for Hearing Thereon

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

State of Minnesota, } ss.

County of Stearns

Natalie E. Slaney

LEGAL PUBLICATIONS

HERE

STATE OF MINNESOTA,
County of Stearns — ss.

IN PROBATE COURT
File No. 13,282

IN RE ESTATE OF Katharina F. Czech, Decedent.

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

J. A. Kraus having filed herein a petition for general administration stating that said decedent died intestate and praying that J. A. Kraus be appointed administrator; IT IS ORDERED, That the hearing thereof be had on Friday, the 23rd 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, 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, October 6th, 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 Holdingford Herald, a legal newspaper, and by mailed notice as provided by law.

Dated May 29th, 1944.
E. J. Ruegner
Probate Judge.

(Probate Court Seal)
David T. Shay, Esq.
Attorney for Petitioner,
St. Cloud, Minnesota.

(Pub. June 1, 8, 15, 1944)

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 depositing the same in the U. S. mails at

St. Cloud, Minn.

and addressed to the following named persons:

STREET OR POST OFFICE	CITY	STATE
	Little Falls	Minn.
	Holdingford	Minn.
	Buckman	Minn.
	St. Cloud	Minn.
	Fenzell	Ind.
	Buffalo	N.Y.
	Holdingford	Minn.
	Bowlus	Minn.
	Holdingford	Minn.
	Buffalo	N. Y.
Tom Czech		
Lizzie Chirhart		
Mary Market		
Katherine Kehr		
Frank Czech		
Vince Czech		
Sophis Marsolek		
Alex Czech		

Subscribed and Sworn to before me this 2nd day of June, 1944.

David T. Shay
Notary Public, Stearns County, Minn.

My commission expires January 6, 1950

Natalie E. Slaney

File No. 13,282

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Hatharina F. Czech

Decedent.

AFFIDAVIT OF MAILING

Adm & Claims

Filed June 22nd, 19 44

Frank Herzog
Probate ~~Judge~~ Clerk

No. 3654*

0044 1498

State of Minnesota,
County of Stearns

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF

Katharina Czech

Decedent.

Order Granting Administration

The petition of J. A. Kraus praying that letters of administration upon said estate be granted to J. A. Kraus came duly on for hearing at a special Term of this Court, held on the 23rd day of June 19 44. Said petitioner appeared in person and by his attorney, David T. Shay, Esq., and no one appeared in opposition.

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

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

Second: That the said decedent died intestate on the 8th day of March, 19 43.

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

Fourth: That J. A. Kraus is by law entitled, a suitable and competent person, to administer upon said estate.

Therefore, It is ordered that said petition be granted and J. A. Kraus be and hereby is appointed administrator of the estate of said decedent, and that letters of administration issue to him upon his filing the oath by law required and a bond in the sum of \$10,000.

By the Court,

Dated June 23rd 19 44

(Court Seal)

Judge of Probate

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Katharina Czech

Decedent.

Order Granting Administration

Filed the 23rd day of

June 19 44

Recorded in Book 75 of orders

page 167

Frank Herzog
Clerk of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Katharina Czech

Decedent.

LETTERS OF ADMINISTRATION

J. A. Kraus

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

Now therefore, the said J. A. Kraus

is hereby appointed administrator of the estate of Katharina Czech

decedent, with full powers and duties as follows:

- First. To take possession of all the real and personal estate of the decedent which shall not be set aside for the surviving spouse or children of decedent and to collect all debts and claims due to said decedent.
- Second. To receive the rents and profits of the real estate until the estate is settled or until delivered over by an order of the Probate Court to the heirs or persons thereunto entitled.
- Third. To keep in tenantable repair all houses, buildings and fixtures of said real estate which may be under his control, and to pay all taxes legally levied on said real estate.
- Fourth. To maintain any necessary action for the possession of said real estate or quieting title to the same.
- Fifth. Within one month hereafter to make and return a verified inventory and appraisement of all the real and personal estate of decedent which shall have come to his possession or knowledge.
- Sixth. To pay the funeral expenses, and expenses of the last sickness and all just debts of said decedent that shall be proved and allowed herein, to settle and compound the same, and to make defense against any claims that are not just and proper to be allowed.
- Seventh. To obey all orders of the Court herein and settle for and account for the property of the decedent within the time prescribed by the Court.

Dated June 23rd

, 19 44

By the Court,

E. J. Ruegemer

Judge of Probate.

SEAL

IN PROBATE COURT

In the Matter of the Estate of

Katharina Czech

LETTERS OF ADMINISTRATION

Filed this 23rd day of
June, 19⁴⁴ and
recorded in Book J of Letters
on page 330

Frank Herzog

Clerk-Judge of Probate.

No. 8517*

State of Minnesota,
County of } ss.

IN PROBATE COURT

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

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

day of

, A. D. 19

this

Judge of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Katharina Czech,

Decedent.

LETTERS OF ADMINISTRATION

J. A. Kraus

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

Now therefore, the said

J. A. Kraus

is hereby appointed administrator of the estate of Katharina Czech
decedent, with full powers and duties as follows:

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

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

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

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

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

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

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

Dated June 23rd, 1944 By the Court,



E. J. Ruger
Judge of Probate.

IN PROBATE COURT

In the Matter of the Estate of

Katharina Czech

LETTERS OF ADMINISTRATION

Filed this 23rd day ofJune, 19⁴⁴ and

recorded in Book J of Letters

on page 330

Frank Nerges
Clerk of Probate.

No. 3517*

State of Minnesota,
County of } ss.

IN PROBATE COURT

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

WITNESS, My hand and the seal of said Court, at _____ day of _____, A. D. 19____ this _____

Judge of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Katherina Czech
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. 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:
E 1/2 rds of 8 3/4 rds of 7 1/2 rds of N.E 1/4 NE 1/4, Section 7, Twp 126 R. 29, the same being 1/4 acre on which is located a 4 room house
Value as Fixed by Appraisers

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

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

Same as above

\$300.00

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.

J. A. Kraus
 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.

J. A. Kraus

Subscribed and sworn to before me this

25 day of *July* 19*44*

Myra E. Shagb Notary Public.

Stearns County, Minnesota.

My Commission expires *May 29, 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.

State of Minnesota,

County of *Stearns*

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina Czech
 Decedent.

Petition for Order to Sell,
 Mortgage or Lease Land

Filed this

25th

day of

July 19*44*

Frank H. Meyer
 Probate Judge - Clerk.

THE FIRST PRINTING CO., ST. CLOUD, MINN. 10-1144

13,282

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina Czech

Decedent.

Order Appointing Appraisers

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

It is ordered that Henry E. Bialke and

Roman Stiller

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

Dated this 25th day of July, 1944.

(PROBATE COURT SEAL)

J. H. Huesgen
Probate Judge.

0044 1509

No. 13,282

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina Czech

Decedent

Order Appointing Appraisers

Filed July 25th, 19 44

Frank N. Verney

Probate ~~Clerk~~ Clerk.

01514603

State of Minnesota,
County of Stearns

IN PROBATE COURT

File No.

IN THE MATTER OF THE ESTATE OF

Katharina Czech
Decedent

INVENTORY AND APPRAISAL

Date of Death March 8, 1943

OATH OF APPRAISERS

State of Minnesota,
County of Stearns
Roman Stiller
ss.

I, Henry E Bialka, and
do solemnly swear that I will honestly, faithfully and
impartially perform all the duties of the office and trust which I now assume as appraiser of the estate of
Katharina Czech decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this
25 day of July, 1944

Henry E Bialka

Notary Public, Stearns County, Minn.
My commission expires Jan. 15, 1950
(SEAL)

Roman Stiller

INVENTORY AND APPRAISAL

The undersigned representative... of the estate of the above named decedent, represent A
and shows... 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 <u>Stearns</u> , State of Minnesota, consisting of <u>1/4</u> acres in area described as follows, to-wit:	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<u>(give acreage)</u> <u>E 1/2 rods of 83 1/3 rods of N 22 1/2 rods</u> <u>of NE 1/4, NE 1/4 Sec 7 Twp 1 N, R. 29,</u> <u>the same being 1/4 acre on which</u> <u>is located a 4 room house</u>	<u>None</u>	
(b) All other real estate of decedent being in the County of <u>Stearns</u> , State of Minnesota, described as follows, to-wit:		<u>\$ 300.00</u>
<u>None</u>		

FORWARDED

VERIFICATION

State of Minnesota, } ss. J. A. Kraus
County of Stearns

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

25 day of July, A. D. 1944
Myra E. Drago
Notary Public, Stearns County, Minn. J. A. Kraus Representative
My commission expires May 29, 1948
(SEAL)

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 Katharina Czech, 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 25th day of July, A. D. 1944
Henry E. Biske
Roman Stiller
Appraisers

File No. 13,282

State of Minnesota,
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Katharina Czech

Decedent

Inventory and Appraisal

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

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

Deputy-Treasurer of
County, Minnesota

Filed this 28th day of July, A. D. 1944
Frank Messing
Probate Judge-Clerk

Attorney

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 13, 282

IN THE MATTER OF THE ESTATE OF

Katharina Czech,
Decedent.Order of License to Sell Land
at Private Sale.

The above entitled matter came on to be heard by the Court on the 18th
day of August, 1944, upon the petition of J. A. Kraus
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 Holdingford Herald, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—that the said representative appeared at said hearing in person and by 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 J. A. Kraus
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 or parcel of land situate and being in the County of Stearns, State of Minnesota, which described according to the map or plat thereof on file in the office of the Register of Deeds of said County, as follows, to-wit:

The East twelve (12) rods of the South three and one-third (3 1/3) rods of the North twenty-two and one-third (22 1/3) rods of the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) of Section Seven (7), Township One Hundred Twenty-six (126) North, of Range Twenty-nine (29) West, containing 1/4 acre.

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 mDollars conditioned as required by law in such case, and cause the said real estate to be reappraised by Joseph Kuebelbeck and Joseph Weber competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisement 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 18th day of August, 1944.

[Signature]
Judge of Probate.

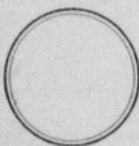
State of Minnesota,

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.

State of Minnesota,
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina Czech

Order of License to Sell Land
at Private Sale

Office of Register of Deeds
State of Minnesota,

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

By _____
Register of Deeds.
Deputy.

Filed this 18th day of August
19 44, and recorded in Book 15
of Orders, Page 215.
[Signature]
Clerk of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of
Katherina Czech

Decedent-~~#####~~

Oath of Appraisers and Appraisal
of Lands Under Order for Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns } I, Joseph Kuebelbeck
and I, Joseph Weber, 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
Katherina Czech under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 5th 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

5th day of September, 1944
J. A. Kraus
Notary Public.
Stearns County, Minn.
My Commission Expires January 15, 1950

Joseph Kuebelbeck
Joseph Weber

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
J.A. Kraus to sell certain lands belonging to the
above named Katherina Czech, dated the
5th 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:

E Twelve (12) rods of ~~###~~ S 3 1/3 rods ~~#####~~
of N.22 1/3 rods of N.E. 1/4 of N.E. 1/4 Sec. 7-126-29

We appraise this piece of property at \$ 550.00

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

Dated September 5 19 44.

Respectfully submitted,

Joseph Kuchelback
Joseph M. Mkr
 Appraisers.

13,282
 State of Minnesota,

County of _____

PROBATE COURT

In the Matter of the Estate of _____

Decedent—Ward.

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

Filed this 5th day of

September, 1944

1 Marked
 Probate Clerk.

No. 3800*

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

File No. 13,282

In the Matter of the Estate of

Katharina Czech,

Decedent.

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 9th day of June 19 45, upon the report of J. A. Kraus

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 said representative 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 bond before sale.

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 22nd day of September, 19 44, the said representative

pursuant to said order of license, did sell, at private sale, to Catherine Kuklok and Ambrose A. Kuklok, as joint tenants and not as tenants in common, of Holdingford R# 1, Minnesota, for the sum of Five Hundred Fifty and no/100 (\$550.00) - - - - 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 Twelve (12) rods of the South Three and one-third (3 1/3) rods of the North Twenty-two and one-third (22 1/3) rods of the Northeast Quarter (NE 1/4 NE 1/4) of Section Seven (7), Township One Hundred Twenty-six (126) North, of Range Twenty-nine (29) West.

To be paid for in cash before delivery of deed.

FIFTH—That the sum..... for which said land..... so sold 1s 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 1s 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 them with the terms of said sale.

Dated at St. Cloud, Minnesota, this 9th day of June, 1945.

[Signature]
Judge of Probate.

State of Minnesota,

ss.

PROBATE COURT

County of.....

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

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



..... of the Probate Court.

File No. 13,282

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Katharina Czech

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

M.,

and was duly recorded in Book

of....., page

Register of Deeds.

By..... Deputy.

Filed this 9th day of June,

1945, and recorded in Book 90

of Orders, Page 477.

[Signature]
Clerk of Probate.

.....

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

Katherina Czech

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 2 day of August, 1944, to sell at private sale the lands of said Katherina Czrch 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 Joseph Kuebelbeck and Joseph M. Weber the appraisers appointed in said order for sale to appraise the same, and the appraisalment thereof to be filed in this court

(1)

Third—That on the 22 day of September, 1944, he, pursuant to said order for sale, sold to Catherine and Ambrose A. Kuklok of Holdingford, R. # 1, 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:

E twelve (12) rods of S three and one-third ($3\frac{1}{3}$) rods of N. Twenty-two and One-third ($22\frac{1}{3}$) Rods of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section Seven (7) T.126 R.29

for the sum of Five Hundred Fifty (\$ 550.00) and No/100-----Dollars,

8844 1521

to be paid as follows, to-wit: One Hundred Fifty Dollars cash and installments of Twenty-five dollars a month until paid. No interest.

Payment was completed June 8, 1945 when the balance of Two Hundred Dollars was paid.

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 \$ 550.00 for which the same was sold was 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 June 9, 1945

J. A. Kraus
Representative and Petitioner.

State of Minnesota,

County of Stearns } ss.

J. A. Kraus

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.

Subscribed and sworn to before me this

9 day of June, 1945

Myra E. Drago

Notary Public.

Stearns

County, Minn.

MYRA E. DRAGO,

Notary Public, Commission Expires May 29, 1948

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

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Katharina Czech
Decedent

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

Filed this 9th day of

June, A. D. 1945

Frank Keszeg
Probate Court Clerk.

No. 3641*

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katherine Czech

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 30th day of November 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 31st day of October 1945, in the Holdingford Herald, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

RECEIPTS

Personal estate as described in the inventory	-	-	-	-	\$	
Personal estate omitted from the inventory	-	-	-	-	\$	
Gain by sales above appraised value	-	-	-	-	\$	
Cash from sales of real estate	-	-	-	-	\$	550.00
Cash from rent of real estate	-	-	-	-	\$	
Cash from interest and profits	-	-	-	-	\$	
Cash from other sources	-	-	-	-	\$	
	-	-	-	-	\$	
	-	-	-	-	\$	
Total receipts from all sources	-	-	-	-	\$	550.00

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	-	-	-	-	-	\$	
Maintenance of family of decedent	-	-	-	-	-	\$	
Expenses of administration	-	-	-	-	-	\$	49.45
Expenses of last sickness	-	-	-	-	-	\$	
Funeral expenses	-	-	-	-	-	\$	
Taxes	-	-	-	-	-	\$	16.94
Claims of creditors of decedent	-	-	-	-	-	\$	483.61
Legacies	-	-	-	-	-	\$	
	-	-	-	-	-	\$	
	-	-	-	-	-	\$	
Residue on hand for distribution	-	-	-	-	-	\$	none
Total credits	-	-	-	-	-	\$	550.00

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 November 30th, 1945.

By the Court,

[Signature]
Probate Judge.

13,282

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Katharina Czech

Order Allowing Final Account

Filed this 30th day of
November, 1945, and
recorded in Book 28 of Orders
at Page 412

[Signature]
Clerk of Probate.

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Katherina Czech

Decedent

INHERITANCE TAX RETURN

Date of death March 8, 1943

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

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).....

(Address).....

Subscribed and sworn to before me this

Third day of

December, 1945

Myra E. Drago

MYRA E. DRAGO,
Notary Public, Stearns County, Minn.
My Commission Expires May 29, 1948

August 5, 1939.

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

File No. 13,282

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Katherine Czech
Decedent.

INHERITANCE TAX RETURN

Filed Dec. 3rd 1945
Frank Hennig
Clerk of Probate Court.

Name

Address
Attorney.

0044 1528

13283

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz
Decedent.

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner J. A. Kraus, Executive Secretary, Stearns County Welfare Board respectfully represents and states to the Court:

First—That your Petitioner is a resident of St. Cloud in the County of Stearns State of Minnesota, and is an adult who has an interest in whatever estate the decedent above named may have left at the time of her death, to-wit: as a creditor

Second—That said decedent was born in the Country of Germany and died at St. Cloud, State of Minnesota on the 10th day of June, 1943, aged 72 years and was at the time of her death a native of U. S. A., and a citizen of the County of Stearns and a resident of Waite Park County of Stearns, State of Minnesota, and was the owner of estate in the County of Stearns State of Minnesota, at the time of her death.

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

Fourth—That said estate of decedent, at the time of her death, included personal property of the probable value of \$ none, divided as follows:

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

That said estate included real estate of the estimated and probable value of \$ 400.00 consisting principally of lands in the County of Stearns, State of Minnesota, described as follows, to-wit:

1. Homestead in County, Minnesota, as follows:

A. City Property
(Give Area) \$

(or)

B. Rural Property Three lots and building \$ 400.00
(Give Area) \$

2. Real Estate other than Homestead:

A. City Property	Lots without Buildings	\$
City Property	Lots with Buildings	\$
B. Rural Property Three lots and building	Acres improved land	\$ 400.00
Rural Property	Acres unimproved land	\$

Fifth—That the probable amount of the debts of decedent is \$ 1750.00

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Clara Wm. Glassman	51	Daughter	Minneapolis, Minn.
Wm. Bartz <i>Deceased</i>	50	Son	Waite Park, Minn.
Erick Bartz	49	Son	Fair Haven, Minn.
Emil Bartz	47	Son	Darwin, Minnesota
<i>Paul Bartz</i>	45	Son	Waite Park, Minn. <i>St Cloud 203-26 Ave No</i>
Bertha - Pete <i>MEDECK</i>	49	Daughter	Waite Park, Minn.
Herman Bartz	41	Son	Waite Park, Minn.
Carl Bartz	36	Son	Elk River, Minn.
Amelia Bartz <i>Deceased</i>	34	Daughter	Fair Haven, Minn.
Alice B. Harding <i>HARDER</i>	31	Daughter	<i>Waite Park</i> Darwin, Minn.
<i>Aloysius Bartz Son of Amelia Age 13</i>			<i>Waite Park</i>

Seventh—That J. A. Kraus, whose Post Office address is St. Cloud, Minnesota is a suitable and competent person to administer the said estate, and is lawfully entitled thereto.

THEREFORE, Your Petitioner prays that administration of the estate of said decedent be granted by the Court, and that upon due qualification, letters of administration be issued to the said

J. A. Kraus

State of Minnesota,

ss.

County of Stearns

J. A. Kraus
J. A. Kraus

Petitioner.

J. A. Kraus

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

Subscribed and sworn to before me, this 29th day of May, 19 1914

J. A. Kraus
J. A. Kraus

Petitioner.

DAVID T. SHAY, Notary Public.

Stearns County, Minn.

My Commission expires January 6, 19 50

13,283
State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent.

PETITION FOR ADMINISTRATION

Selection of Newspaper

To the Judge of said Court:

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

ST. Cloud Times
(Give name of newspaper)
ROOSTER
(Sign your name here)

Filed this 29th day of

May, 19 14

Frank H. Haggan
Probate Judge Clerk

STATE OF MINNESOTA, }
COUNTY OF STEARNS } ss

ORDER FOR HEARING ON PETITION
FOR ADMINISTRATION, LIMITING
TIME TO FILE CLAIMS AND
FOR HEARING THEREON
STATE OF MINNESOTA, County of
Stearns--ss. In Probate Court, File
No. 13,283.

In Re Estate of Amelia Bartz, Decedent.
J. A. Kraus having filed herein a
petition for general administration
stating that said decedent died in-
testate and praying that J. A. Kraus
be appointed administrator;

IT IS ORDERED, That the hearing
thereof be had on Friday, the 23rd day
of June, 1944, at nine o'clock A.M., be-
fore this Court in the probate court
room in the court house in 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,
October 6th, 1944, at nine o'clock A. M.,
before this Court in the probate court
room in the court house in St. Cloud,
Minnesota, and that notice hereof be
given by publication of this order in
The St. Cloud Daily Times, a legal
newspaper and by mailed notice as
provided by law.

Dated May 29th, 1944.
(Probate Court Seal)

E. J. RUEGEMER,
Probate Judge.

DAVID T. SHAY, Esq.,
Attorney for Petitioner,
Saint Cloud, Minnesota.
Pub. June 1-8-15, 1944

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

That for more than one year prior to the publication therein of the Order for
Hearing on Petition for Administration

hereinafter described,

said newspaper was printed and published in the City of St. Cloud, in the County of Stearns,
State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper
has been printed in the English language from its known office of publication within the City
of St. Cloud from which it purports to be issued as above stated and in newspaper format and
in column and sheet form equivalent in space to at least 450 running inches of single column,
two inches wide; has been issued daily except Sundays and holidays from a known office es-
tablished in said place of publication and employing skilled workmen and the necessary material
for preparing and printing the same; that the press work on that part of the newspaper devoted
to local news of interest to the community it purports to serve has been done in its known
office of publication; that during all said time in its makeup not less than twenty-five per cent
of its news columns have been devoted to local news of interest to the community it purports
to serve; that during all said time it has not wholly duplicated any other publication, and has
not been entirely made up of patents, plate matter and advertisements; has been circulated in
and near its said place of publication to the extent of at least two hundred and forty (240) copies
regularly delivered to paying subscribers and has entry as second class matter in its local post-
office; and that there has been on file in the office of the County Auditor of Stearns County,
Minnesota, the affidavit of a person having knowledge of the facts, showing the name and loca-
tion of said newspaper and the existence of the conditions constituting its qualifications as a
legal newspaper.

That the Order for Hearing on Petition for Administration

hereto attached was cut from the columns of said newspaper, and was printed and published
therein in the English language, once each week, for 3 successive weeks; that it was
first so published on Thursday the 1st day of June 1944;
and thereafter on Thursday of each week to and including the 15th
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

Fred Schilplin

Subscribed and sworn to before me 15th day of June 1944

Notary Public
Notary public Stearns County, Minnesota.

My Commission expires Oct. 1 1944

8845 1531

13.283

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

Of Order for Hearing on
Petition for Administration

FILED THIS 20th DAY
OF June A.D. 19 44
Frank H. Gog
Clerk of Probate

25515400

State of Minnesota,

County of Stearns

File No. 13,283

IN PROBATE COURT

Affidavit of Mailing of Order for Hearing

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent.

On Petition for Administration Limiting

Time to File Claims and for Hearing Thereon

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

State of Minnesota,

County of Stearns

Natalie E. Slaney

ATT ORDER FOR HEARING ON PETITION FOR ADMINISTRATION, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON

STATE OF MINNESOTA, County of Stearns--ss. In Probate Court, File No. 13,283.

In Re Estate of Amelia Bartz, Decedent. J. A. Kraus having filed herein a petition for general administration stating that said decedent died intestate and praying that J. A. Kraus be appointed administrator.

IT IS ORDERED, That the hearing thereof be had on Friday, the 23rd day of June, 1944, at nine o'clock A.M., before this Court in the probate court room in the court house in 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, October 6th, 1944, at nine o'clock A. M., before this Court in the probate court room in the court house in St. Cloud, Minnesota, and that notice heretofore be given by publication of this order in The St. Cloud Daily Times, a legal newspaper, and by mailed notice as provided by law.

Dated May 29th, 1944. (Probate Court Seal)

E. J. RUECKEMEYER, Probate Judge.

DAVID T. SHAY, Esq., Attorney for Petitioner, Saint Cloud, Minnesota. Pub. June 1-8-13, 1944

being first duly sworn on oath deposes and says that on

the 3rd 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 depositing the same in the U. S. mails at

St. Cloud, Minn.

and addressed to the following named persons:

NAME	STREET OR POST OFFICE	CITY	STATE
Clara Wm. Glassman		Mpls	Minn.
Wm. Bartz		Waite Park	Minn.
Erick Bartz		Fair Haven	Minn.
Emil Bartz		Darwin	Minn.
Paul Bartz		Waite Park	Minn.
Bertha Bredick		Waite Park	Minn.
Herman Bartz		Waite Park	Minn.
Carl Bartz		Elk River	Minn.
Amelia Bartz		Fair Haven	Minn.
Alice B. Harding		Darwin	Minn.

Subscribed and Sworn to before me this 3rd

day of June, 1944

Notary Public, Stearns County, Minn.

My commission expires January 6, 1950.

Natalie E. Slaney

File No.

13,283

State of Minnesota,

County of

Stearns

IN PROBATE COURT

In the Matter of the Estate of

Amelia Barty

Dependent.

AFFIDAVIT OF MAILING

Adm & Claims

Filed June 22nd, 19 44

Frank Hesjog

Probate Judge - Clerk

State of Minnesota,
County of Stearns

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF
Amelia Bartz

Decedent.

Order Granting Administration

The petition of J. A. Kraus praying that letters of
administration upon said estate be granted to J. A. Kraus
came duly on for hearing at a special Term of this Court, held on the
23rd day of June 1944. Said petitioner appeared
in person and by his attorney, David T. Shay, Esq., and Powell Bartz,
a son of said decedent, appeared by Peter Ahles, Esq., requesting the
appointment of Powell Bartz as administrator.

~~and was appointed administrator.~~

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

First: That notice of said hearing has been given and served by the publication of the order for said hearing issued
herein in the St. Cloud Daily Times,
as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 10th day of June, 1943.

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

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

Therefore, It is ordered that said petition be granted and Powell Bartz
be and hereby is appointed administrator of the estate of said decedent, and
that letters of administration issue to him upon his filing the
oath by law required and a bond in this Court in the penal sum of Four Hundred and no/100
(\$400.00)

Dollars, with sureties to be approved by the Judge of this
Court conditioned according to law.

By the Court,

Dated June 23rd 1944

(Court Seal)

E. W. Ruessner
Judge of Probate.

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Amelia Bartz

Decedent.

Order Granting Administration

Filed the 23rd day of

June 1944

Recorded in Book 75 of orders

page 168

Clerk *Frank Herzog* of Probate.

0045 1536

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of -

Amelia Bartz

Decedent.

LETTERS OF ADMINISTRATION

Powel Bartz

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

Now therefore, the said Powel Bartz

is hereby appointed administrator of the estate of Amelia Bartz

decedent, with full powers and duties as follows:

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

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

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

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

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

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

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

Dated July 6th, 1944 By the Court,



J. H. Rasmussen
Judge of Probate.

State of Minnesota,

County of _____

} ss.

IN PROBATE COURT

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

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

day of _____

, A. D. 19____.

this

Judge of Probate.

13,283

IN PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

LETTERS OF ADMINISTRATION

Filed this 6th day of

July, 1944 and

recorded in Book J of Letters

on page 331

Frank Meyer
Clerk ~~Judge~~ of Probate.

No. 8517*

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Amelia Bartz }

BOND

Know All Men by these Presents, That we Powell Bartz

of St. Cloud

in the County of Stearns

State of Minnesota, as principal, and

Bertha Medeck & Rudolph Gasser

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

Four Hundred and no/100ths 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

Powell Bartz

, who has been appointed representative of the

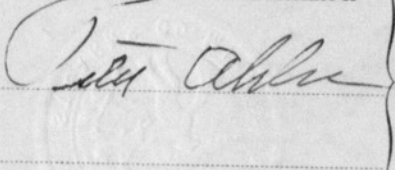
estate of the above named estate

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 26th day of June, A. D. 19 44

Signed, Sealed and Delivered in Presence of



Powell Bartz

(SEAL)

Bertha Medeck

(SEAL)

Rudolph Gasser

(SEAL)

(SEAL)

(SEAL)

ACKNOWLEDGMENT

State of Minnesota, }
County of Stearns } ss.

Be It Known, That on this

26th

day of June

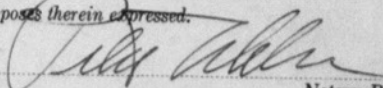
, A. D. 19 44

personally appeared before me

Powell Bartz Bertha Medeck and

Rudolph Gasser

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.



Notary Public.

My Commission Expires Dec. 5, 19 48

Stearns

County, Minn.

12.283

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent—Ward.

BOND AND OATH OF REPRESENTATIVE

Filed this 6th day of July 1944

and said Bond recorded in Book 1

of Bonds, page 389 of Probate Records.

Mark Peterson
Clerk—Judge of Probate.

No. 3801*

My Commission Expires Dec. 5, 1948 Stearns County, Minn.

Notary Public.

Subscribed and sworn to before me this 26th day of June 1944

Paul Ray

to the best of my ability. So help me God.

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

State of Minnesota, County of Stearns

ss.

I, Powell Bartz

OATH

(Court Seal)

Judge of Probate.

I do hereby approve the within Bond, this 6th day of July 1944

APPROVAL

My Commission Expires Dec. 5, 1948

County, Minnesota.

Notary Public, Stearns

Subscribed and sworn to before me this 26th day of June 1944

Berta Medeck
Bertha Medeck

the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 400.00 specified in being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that

and Rudolph Gasser of St. Cloud

Bertha Medeck of Walte Park

State of Minnesota, County of Stearns

ss.

JUSTIFICATION

0451 5400

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

~~DECEASED~~ 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 \$ 400.00
3. That there remains in his hands undisposed of personal property of the estimated value of \$
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	- - - - -	\$	60.00
Funeral expenses	- - - - -	\$	
Expenses of last sickness	- - - - -	\$	
Taxes	- - - - -	\$	51.15
Claims of creditors allowed by Court	- - - - -	\$	601.04
Legacies	- - - - -	\$	
Old Age Assistance Lien	- - - - -		1000.00
TOTAL debts and charges remaining unpaid	- - - - -	\$	1712 19.00

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:

\$

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:

Lots Four, Five and Six (4,5,6) in Block Twenty-two
§22) in the townsite of Fair Haven

600

\$.....

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. **and**

(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
Herman Bartz, widower	Old Folks Home, St. Cloud, Minn.
Clara Glassman	
Eric X Bartz	Fair Haven, Minn.
Emil Bartz	Darwin, Minn.
Powel Bartz	203-26th Ave. N. City
Herman Bartz, Jr.	Waite Park, Minn.
Bertha Medeck	Waite Park, Minn.
Carl Bartz	Elk River, Minn.
Alice Harder	Waite Park, Minn.
Louis Bartz (grandchild) Amelia Bartz, Dec.,	Waite Park Minn.
Clarence Medeck, (grandchild) Bessie, Dec.	" "
Geneva Medeck) all children of	" " "
Aloyious Medeck,) Bessie, Deceased.	" " "

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

Dated August 19 44

Paul Bartz

Petitioner.

State of Minnesota.

County of Stearns

ss.

Powel Bartz

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.

Powel Bartz

Subscribed and sworn to before me this 7th

day of August 1944

Ruth Allen

Notary Public

Stearns

County, Minnesota.

My Commission expires Dec. 5, 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 said real estate as prayed for in said petition.

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

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

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

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

Decedent.

Petition for Order to Sell,
Mortgage or Lease Land

Filed this 7th day of

August 19 44

Frank Keegan

Probate Judge

No. 3382*

St. Cloud Times

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

File No. 13,283

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent.

Order of License to Sell Land
at Private Sale.

The above entitled matter came on to be heard by the Court on the 1st
day of September, 1944, upon the petition of Powel Bartz
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 St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court.

SECOND—that the said representative appeared at said hearing in person and by his attorneys, Ahles & Ahles, 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

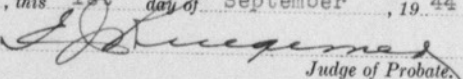
IT IS THEREFORE ORDERED, FIRST—That the said Powel Bartz
as representative of said estate be, and hereby is, licensed and directed
to sell said real estate herein described, in the order herein described, at private sale, to-wit: The tract or parcel
of land situate and being in the County of Stearns, State of Minnesota, which
described according to the map or plat thereof on file in the office of the Register of Deeds of said County, as follows,
to-wit:

Lots Four (4), Five (5) and Six (6) in Block Twenty-two
(22), in the Townsite of Fair Haven, according to the plat
and survey thereof on file and of record in the office
of the Register of Deeds in and for Stearns County,
Minnesota.

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 cases 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 ~~and cause the said real estate to be reappraised by~~ Marie Solfelt and Paul Ahles competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisement upon their qualifying according to law.

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

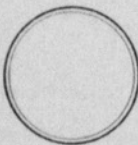
THIRD—That the said representative shall not sell said real estate, or any part thereof, for less than its full appraised value as fixed and determined by the appraisers herein appointed to appraise the same; and shall not, directly or indirectly, purchase or be interested in the purchase of any part 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 1st day of September, 1944.

 Judge of Probate.

State of Minnesota, } ss.
 County of _____

PROBATE COURT

I, _____ of the Probate Court, within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have 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, 283

State of Minnesota, } ss.
 County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

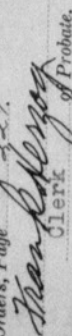
Order of License to Sell Land
 at Private Sale

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 1st day of Sept., 1944, and recorded in Book 5 of Orders, Page 327.


 Clerk of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent.

Order Appointing Appraisers

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

It is ordered that Loren Zimmer

Leo Klein

and

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

Dated this 9th day of August

19 44

(PROBATE COURT SEAL)

L. H. Hughes
Probate Judge

No. 13,283

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Decedent

Order Appointing Appraisers

Filed August 9th, 1944

Karl Herzog

Probate ~~Judge~~ Clerk.

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No.

In the Matter of the Estate of

Amelia Bartz

Decedent.

INVENTORY AND APPRAISAL

Date of Death June 10, 19 43

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

Loren Zimmer

I, Leo Klein

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

Amelia Bartz

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

Subscribed and sworn to before me this

day of August

19 44

Notary Public, Stearns County, Minn.

My commission expires, 19

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		\$
<p>Lots Four, Five and Six (4,5,6) in Block Twenty-two (22) in the townsite of Fair Haven.</p>		607.

FORWARDED

VERIFICATION

State of Minnesota.

County of Stearns

Powel Bartz

being duly sworn, on oath say s that he is the representative of the estate above specified; that, he has read the foregoing inventory subscribed by him and 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

day of August, A. D. 1944

Notary Public, Stearns County, Minn.

My commission expires....., 19

Paul Bartz
Representative

CERTIFICATE OF APPRAISERS

State of Minnesota.

County of Stearns

We, the undersigned appraisers, duly appointed by the
..... County, Minnesota, to appraise the estate of

Probate Court of Stearns County, Minnesota, to appraise the estate of Amelia Bartz, 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 7 day of August, A. D. 1944

Loen Gimner

Leo Klein

Appraisers.

File No. 13,283

State of Minnesota,

County of _____ Steaming

PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

Decedent.

Inventory and Appraisal

Total Personal - 2

Total Real Estate - \$

Total Appraisal - \$

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

day of 19.....

Deputy-Treasurer of
County, Minnesota.

Filed this 7th day of _____

September.

26-11-1947, A. D. 1947

Franklin D. Roosevelt

Probate ~~Judge~~ Clerk

Attorney.

No. 39870

State of Minnesota,

County of

Stearns

PROBATE COURT

Special Term, October 6 - 1944

IN THE MATTER OF THE ESTATE OF

Amelia Bartz

Deceased.

ORDER ON CLAIMS

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

Reg. Page.....

No. of Claim	WHEN FILED			NAME OF CLAIMANT	NATURE OF CLAIM	CLAIMS			When Allowed or Disallowed
	Month	Day	Year			Amount of Claim	Amount Allowed	Amount Disallowed	
1	7	19	44	Bertha Medeck	Note	601.04	689.86		10 6 44
TOTAL									

OFFSETS				When Allowed or Disallowed			FINAL BALANCE		REMARKS
NATURE OF OFFSET	Amount of Offset	Amount Allowed	Amount Disallowed	Month	Day	Year			
							68886		
TOTAL									

TOTAL

[Signature]
Judge of Probate.

3677 WILLER-DAVIS COMPANY, MINNEAPOLIS

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 13,283

In the Matter of the Estate of
Amelia Bartz,
Decedent.

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 29th day of November 1944, upon the report of Powel Bartz

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 29th day of November, 1944, the said representative pursuant to said order of license, did sell, at private sale, to Spencer Howe of Fair Haven, Minnesota, for the sum of Seven Hundred Fifty and no/100 (\$750.00) — — — 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:

Lots Four (4), Five (5) and Six (6), Block Twenty-two (22) in the Townsite of Fair Haven, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota.

To be paid for in cash upon delivery of deed.

FIFTH—That the sum..... for which said land..... so sold is..... not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and that said sale was..... honestly and fairly made, and that said 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 29th 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, 283

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

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 29th day of NOV., 19 44, and recorded in Book 90 of Orders, Page 417.

[Signature]
Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

Recording Fee \$1.50.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Amelia Bartz

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

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns } I, Marie Solfelt

and I, Paul Ahles, 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
Amelia Bartz, deceased, under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 1st
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

29th day of Nov. 1944

John William Ahles
Notary Public.

Marie Solfelt
Paul Ahles

Stearns County, Minn.

My Commission Expires Dec. 5 1948

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
to sell certain lands belonging to the
above named Amelia Bartz, dated the
1st 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:

Lots Four, Five and Six (4, 5 & 6) in Block 22,
in the Townsite of Fair Haven

13.282

State of Minnesota,

County of *Hennepin*

PROBATE COURT

In the Matter of the Estate of

Amelia Barth
Decedent. Ward.

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

Filed this *29th* day of
November, 19*44*

Frank Herzog
Probate Judge Clerk.

No. 3606*

and did set after and opposite each description of said lands its true and full value as by us determined and appraised.
Dated *Nov. 29* 19*44* Respectfully submitted,

Maria Sefelt
Carl Sefelt
Appraisers.

8551 5400

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

Amelia Bartz

Decedent—~~Widow~~.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 1st day of September, 1944, to sell at private sale the lands of said Amelia Bartz, deceased 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 Leo Klein & Lawrence Zimmer the appraisers appointed in said order for sale to appraise the same, and the appraisalment thereof to be filed in this court (1)

Third—That on the 25th day of Nov., 1944, he, pursuant to said order for sale, sold to Spencer Howe of Fair Haven 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:

Lots Four, Five and Six (4, 5 & 6)
Block Twenty-two (22) in the Townsite
of Fair Haven.

for the sum of Seven Hundred Fifty - - - - - Dollars,

to be paid as follows, to-wit:

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 good and sufficient Deed of conveyance thereof to said purchaser upon a compliance by him of the terms of said sale.

Dated November 25 , 19 44

Powel Bartz

Representative and Petitioner.

State of Minnesota,

County of Stearns

} ss.

Powel Bartz

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.

Subscribed and sworn to before me this

25th day of November , 19 44

Adler Ahlin

Notary Public.

Stearns

County, Minn.

My commission expires Dec. 5 , 19 48.

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

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Amelia Bartz
Decedent

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

Filed this 29th day of

November, A. D. 1944

Frank N. Hight
Probate Judge-Clerk.

No. 2641*

This agreement made and entered into by and between Bertha Medeck of Waite Park, Minnesota, party of the first part and the Stearns County Welfare Board of Stearns County, Minnesota, party of the second part,

WITNESSETH, in consideration of the sum of One Hundred ~~Forty~~-two and 24/100ths Dollars (\$102.24), the party of the second part hereby agrees to release the old age assistance lien against the property of Amelia Bartz, now deceased, which said property is situated in the Village of Fair Haven and is described as follows, to-wit:

Lots Four, Five and Six (4, 5, & 6) in Block
Twenty-two (22) in the Townsite of Fair Haven,
Stearns County, Minnesota,

and the party of the first part, in order to secure to the party of the second part the payment of said \$102.24, does hereby assign, transfer and set over to said party of the second part the said sum of \$102.24 out of the monies due her out of her claim filed and allowed in the sum of \$688.86 in the Estate of Amelia Bartz, deceased, and she hereby authorizes and directs Powel Bartz, the representative in the estate of Amelia Bartz, deceased, to pay over to the party of the second part the sum of \$102.24 out of the monies due her under her claim in the Estate of Amelia Bartz, deceased, said amount to be credited to the representative in said estate on the payment due to me, the said Bertha Medeck under said claim.

Dated November 29, 1944.

Bertha Medeck
STEARNS COUNTY WELFARE BOARD
By J. A. Kraus
Executive Secretary

I, the undersigned, Powel Bartz, the duly appointed, qualified and acting representative of the estate of Amelia Bartz, deceased, do hereby accept the foregoing assignment and agree to be bound thereby.
Dated this 29 November, 1944.

Powel Bartz
Representative of the Estate
of Amelia Bartz, deceased.

STATE OF MINNESOTA
COUNTY OF STEARNS

SS

IN PROBATE COURT

IN THE MATTER OF THE OLD AGE ASSISTANCE
LIEN OF MRS. AMELIA BARTZ

PETITION

Comes now Bertha Medeck and petitions the Stearns County Welfare Board for a release of the old age assistance lien in the sum of \$982.00 filed against the property of Mrs. Amelia Bartz which said property is described as:

Lots 4, 5 & 6 in Block 22 in the Townsite (Now Village) of Fair Haven, Stearns County, Minnesota,

for the following reasons and upon the following grounds:

I.

That Mrs. Amelia Bartz acquired the above described real estate as her homestead in the year 1935.

II

That she together with her family occupied said above described property as her homestead from 1935 up to the Fall of 1939.

III

That in 1936 the said Amelia Bartz dug a new well on said property at a cost of approximately \$300.00. That at about the same time she put a new roof on the building on said above described premises at a cost of approximately \$200.00. That at said time said Amelia Bartz made other miscellaneous improvements on said homestead property. That in order to pay for said improvements the said Amelia Bartz made a loan from Paul Premius of \$500.00, which said loan was evidenced by a promissory note dated October 20, 1937. That on the 4th day of November, 1942, your petitioner Bertha Medeck paid to Paul Premius the amount due him on his said

note and that she took an assignment of said note to herself.

IV.

That Mrs. Amelia Bartz died in the county of stearns, state of Minnesota on the 10th day of June, 1943 and that at the time of her death she left as an estate the homestead hereinabove described, that being the only property that she was possessed of at the time of her death.

V.

That your petitioner, Bertha Medeck, filed a claim in the probate court in the estate of Amelia Bartz, deceased, which said claim was allowed on the 8th day of October, 1944 by the Probate Court of Stearns County, Minnesota in the sum of \$801.04.

VI

That the said Amelia Bartz obtained old age assistance beginning on August of 1937, and continuing until the time of her death and that there was paid to her as old age assistance the sum of \$805.00 which said amount is not claimed to be a lien upon the lands of said Amelia Bartz. That said Amelia Bartz was further paid the sum of \$982.00 for which said amount a lien is claimed against the property of the decedent.

VII

That the old age assistance lien filed against Amelia Bartz and against her property as hereinabove described does not take priority over the claim of Bertha Medeck for the reason that said claim of said Bertha Medeck was incurred for money actually expended for permanently improving the homestead of the recipient Amelia Bartz.

VIII

That in order to settle the estate of said Amelia Bartz in the probate court of stearns county, Minnesota, it is

necessary to determine the question of priority of the old age assistance lien and the claim of said Bertha Medeck.

VIV

That the representative in the estate of Amelia Bartz has petitioned the probate court of stearns county, Minnesota for a license to sell said property hereinabove described. That said license has been granted and that pursuant to said license the property has been duly appraised and that the appraisal of said property is the sum of \$600.00. That the expense of probating said estate and the expense of selling said property will amount to approximately \$100.00, and that there is no equity in said above described real estate over and above the claim of Bertha Medeck unless the sale thereof exceeds the amount of the appraised value as fixed by the appraisers in said sale proceedings.

WHEREFORE Your petitioner Bertha Medeck requests the Child Welfare Board of Stearns County, Minnesota acting in conjunction with the State Department of Old Age Assistance for a release of its lien on the property hereinabove described upon the condition that any amount of money in excess of the claim of said Bertha Medeck, plus the probating and sale expenses, if any there be, be paid to the Stearns County Welfare Board in consideration of said release.

Dated October 10, 1944.

Bertha Medeck
Petitioner.

STATE OF MINNESOTA

County of Stearns ss

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

Bertha Medeck

Subscribed and sworn to before me this 10th day of October, 1944.

Peter Ahlen
Notary Public

My commission expires Dec. 5, 1948.

13.283

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE OLD AGE
ASSISTANCE LIEN OF MRS. AMELIA BARTZ

PETITION

Bartz Estate

FILED THIS 3rd DAY
OF May A.D. 1945
Mark Herzog
Clerk of Probate

served on Krause
10/19/44

AHLES & AHLES
Attorneys for Petitioner
St. Cloud, Minn.

9957 5500

State of Minnesota,
County of Stearns

IN PROBATE COURT.

Special Term, April 27th 1945

IN THE MATTER OF THE DISTRIBUTION OF THE ESTATE OF

Amelia Bartz

Decedent.

The Petition of Powell Bartz,
representative of the estate of Amelia Bartz, deceased, having
been this day brought on to be heard, and due proof of the publication of the notice to all persons interested
in said estate, as required by the order of this Court, made and entered herein on the 2nd
day of April A. D. 1945, having been filed herein; and the said
representative appearing in person, and no
one appearing to oppose; and it appearing to this Court that the debts or claims of all persons against the
said deceased have been ascertained and adjusted as required by law, and the accounts of the said
representative having been examined and adjusted by
this Court, from which it appears that the said representative
has paid all expenses of administration, and of the last sickness of said deceased, funeral charges, and all
sums allowed to the widow or minor children under seven years of age of said deceased, and that there re-
mains in his hands, for distribution to those entitled to the same, the sum of \$ 510.00, and
that said sum is insufficient to pay and discharge the said debts and claims so ascertained as aforesaid
in full:

On motion of Ahles & Ahles, attorneys for
said representative

It is Ordered, That the said representative
pay and distribute the said sum of \$ 510.00 so remaining in his hands to and among the creditors of
said deceased proportionately, according to the amount due them on their respective claims so as aforesaid
established; that is to say, the said representative
shall pay to the persons named in as creditors of said deceased in the first column of the following list the
sum set opposite their respective names in the third column of said list; that is to say:

8951 5400

NAMES OF CREDITORS

Bertha Medeck

Amount Allowed	Amount to be Paid
688.86	510.00

Dated May 4th, 1945

Stearns

Judge of Probate.
County, Minnesota.

No. 13,283

IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE DISTRIBUTION OF
THE ESTATE OF

Amelia Bartz

Decedent.

ORDER FOR DISTRIBUTION
INSOLVENT ESTATE.

Recorded in Book
82, Page 523.

Filed this 4th day of

May 1945

Frank Herzog
Clerk Probate Court.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of

Amelia Bartz

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 27th 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, Ahles & Ahles, and no one appeared in opposition.

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the 2nd day of April 1945, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

RECEIPTS

Personal estate as described in the inventory	-	-	-	-	-	-	-	-	-	\$ 750.00
Personal estate omitted from the inventory	-	-	-	-	-	-	-	-	-	\$
Gain by sales above appraised value	-	-	-	-	-	-	-	-	-	\$
Cash from sales of real estate	-	-	-	-	-	-	-	-	-	\$
Cash from rent of real estate	-	-	-	-	-	-	-	-	-	\$
Cash from interest and profits	-	-	-	-	-	-	-	-	-	\$
Cash from other sources	-	-	-	-	-	-	-	-	-	\$
	-	-	-	-	-	-	-	-	-	\$
	-	-	-	-	-	-	-	-	-	\$
Total receipts from all sources	-	-	-	-	-	-	-	-	-	\$ 750.00

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	-	-	-	-	-	-	-	-	-	\$
Maintenance of family of decedent	-	-	-	-	-	-	-	-	-	\$
Expenses of administration	-	-	-	-	-	-	-	-	-	\$ 186.84
Expenses of last sickness	-	-	-	-	-	-	-	-	-	\$
Funeral expenses	-	-	-	-	-	-	-	-	-	\$
Taxes	-	-	-	-	-	-	-	-	-	\$ 53.16
Claims of creditors of decedent	-	-	-	-	-	-	-	-	-	\$
Legacies	-	-	-	-	-	-	-	-	-	\$
	-	-	-	-	-	-	-	-	-	\$
	-	-	-	-	-	-	-	-	-	\$
Residue on hand for decedent's claim allowed	-	-	-	-	-	-	-	-	-	\$ 510.00
Total credits	-	-	-	-	-	-	-	-	-	\$ 750.00

No. 13,283

State of Minnesota,
County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Amelia Bartz

Decedent

Order Allowing Final Account.

Filed this 4th day of
May, 19 45, and
recorded in Book No. 28 of Orders,
on Page 202

Frank Herzog
Clerk of Probate.

No. 3503*

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

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

Dated May 4th, 19 45

By the Court,

Edmund J. Herzog
Probate Judge

0251 5400

13,284

State of Minnesota,

ss.

IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Rudolph Pufahl, Sr.

Decedent.

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner J. A. Kraus, Executive Secretary, Stearns County Welfare Board respectfully represents and states to the Court:

First—That your Petitioner is a resident of St. Cloud in the County of Stearns State of Minnesota, and is an adult who has an interest in whatever estate the decedent above named may have left at the time of his death, to-wit: as a creditor

Second—That said decedent was born in the Country of Germany and died at St. Cloud, State of Minnesota on the 19th day of December, 1943, aged 92 years and was at the time of his death a native of U. S. A., and a citizen of the County of Stearns and a resident of St. Cloud County of Stearns, State of Minnesota, and was the owner of estate in the County of Stearns State of Minnesota, at the time of his death.

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

Fourth—That said estate of decedent, at the time of his death, included personal property of the probable value of \$ 500.00, divided as follows:

1. Household Goods, \$	2. Wearing Apparel, \$
3. Stock, \$ 500.00	4. Notes, Bonds, etc., \$
5. Miscellaneous, \$	6. \$

That said estate included real estate of the estimated and probable value of \$ none consisting principally of lands in the County of Stearns, State of Minnesota, described as follows, to-wit:

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

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead:

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

Fifth—That the probable amount of the debts of decedent is \$ 2600.00

0046 1571

Frank Herzog
Probate Judge - Clerk

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA
COUNTY OF STEARNS

SS.

ORDER FOR HEARING ON PETITION FOR ADMINISTRATION, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON
STATE OF MINNESOTA, County of Stearns.—In Probate Court, File No. 13,284,
IN RE ESTATE OF Rudolph Pufahl, Decedent.
ORDER FOR HEARING ON PETITION FOR ADMINISTRATION, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON

J. A. Kraus, having filed herein a petition for general administration, stating that said decedent died intestate and praying that J. A. Kraus be appointed administrator;
IT IS ORDERED, That the hearing thereof be had on Friday, the 23rd 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, that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and that the claims so filed be heard on Friday, the 6th day of October, 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 St. Cloud News, a legal newspaper, and by mailed notice as provided by law.

Dated May 29th, 1944.
(Probate Court Seal)
E. J. RUEGEMER,
Probate Judge
DAVID T. SHAY, Esq.
Attorneys for Petitioner
St. Cloud, Minnesota.
—1-8-15

Anton Volkmueth, being duly sworn, on oath says; that he is, and during all the times herein stated has been the printer and publisher of the newspaper known as St. Cloud News, and has full knowledge of the facts hereinafter stated; that for

more than one year prior to the publication therein of the Order For Hearing On Petition For Administration, Limiting Time To File Claims And For Hearing Thereon

hereinafter described, said newspaper was printed and published in the City of St. Cloud, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the City of St. Cloud in the County of Stearns, State of Minnesota, 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 on Thursday of 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 percent 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 made up entirely 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 Administration Limiting Time To File Claims And For Hearing Thereon 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 1st day of June 1944, and thereafter on Thursday of each week to and including the 15th 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 Volkmueth

Subscribed and sworn to before me this 16th day of June 1944

Louis J. Reed

Notary Public, _____ County, Minnesota.

My Commission expires _____ 19____

LOUIS J. REED, Notary Public
Stearns County, Minnesota
My Commission Expires January 27th, 1945

0046 1573

13.284

STATE OF MINNESOTA }
County of Stearns }

PROBATE COURT

In the Matter of the Estate of

Rudolph Pufahl

Decedent

Printers affidavit
Adm + Claims

FILED THIS 16th DAY

OF June A.D. 1944

Frank Herzog

Clerk of Probate

4251 9400

File No. 13,284

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
Rudolph Pufahl

Decedent.

AFFIDAVIT OF MAILING

Adm. and Claims

Filed June 23rd, 1944

Frank Meszga
Probate Judge Clerk

No. 3654*

9151 9600
0046 1576

State of Minnesota,
County of Stearns

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF

Rudolph Pufahl, Sr.

Decedent.

Order Granting Administration

The petition of J. A. Kraus praying that letters of administration upon said estate be granted to J. A. Kraus came duly on for hearing at a special Term of this Court, held on the 23rd day of June 1944. Said petitioner appeared in person and by attorney, David T. Shay, Esq., and no one appeared in opposition.

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

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

Second: That the said decedent died intestate on the 19th day of December, 1943.

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

Fourth: That J. A. Kraus is by law entitled, a suitable and competent person, to administer upon said estate.

Therefore, It is ordered that said petition be granted and J. A. Kraus be and hereby is appointed administrator of the estate of said decedent, and that letters of administration issue to him upon his filing the oath by law required

By the Court,

Dated June 23rd, 1944

(Court Seal)

Judge of Probate

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Rudolph Pufahl, Sr.
Decedent.

Order Granting Administration

Filed the 23rd day of

June 1944.

Recorded in Book 75 of orders

page 168.

Clerk of Probate.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT,

Special Term, June 23rd 1944

J. A. Kraus

is hereby appointed

Administrator ~~De Bonis Numa~~

of the estate of Rudolph Pufahl, Sr. deceased

Witness: E. J. Ruegerner Judge of the

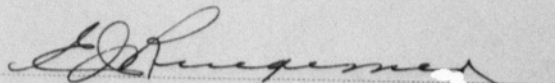
Probate Court in the County of Stearns

(SEAL)

and the seal of the Court affixed, the 23rd

day of June A. D. 19 44

By the Court:


Judge of Probate.

Stearns County, Minn.

0046 1579

13,284

State of Minnesota,
County of Stearns

In Probate Court

IN THE MATTER OF THE ESTATE OF

Rudolph Pufahl, Sr.

Deceased.

Letters of Administration
DE BONIS NON

Filed this 23rd day of

June A. D. 19 44

and Recorded in Book " 63 "

on page 463 thereof.

Frank Herzog
Clerk of Probate.

0851 9400

State of Minnesota,
County of Stearns

IN PROBATE COURT

File No.

In the Matter of the Estate of

Rudolph Pufahl
Decedent.

INVENTORY AND APPRAISAL

Date of Death Dec 19, 19 48

OATH OF APPRAISERS

State of Minnesota,
County of Stearns ss.

I,, and
do solemnly swear that I will honestly, faithfully and im-
partially perform all the duties of the office and trust which I now assume as appraiser of the estate of,
decendent to the best of my ability, So Help Me God.

Subscribed and sworn to before me this
day of, 19

Notary Public, County, Minn.

My commission expires, 19

(SEAL)

INVENTORY AND APPRAISAL

The undersigned representative of the estate of the above named decedent, represents and shows
to the court—

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of, State of Minnesota, consisting
of acres in area described as follows, to-wit:
(give acreage)

Specify Encumbrances
and Respective AmountsNet Value Over
Encumbrances

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

FORWARDED

0046 1581

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

[illegible]

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
<div data-bbox="142 766 690 1619" data-label="Text"> <p><i>[Handwritten signature]</i></p> </div>		
<div data-bbox="142 1619 690 1656" data-label="Text"> <p><i>Total Value of All Other Personal Property</i></p> </div>		

SUMMARY

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

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

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

Respectfully submitted,

J. A. Faus
Representative

Representative

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

VERIFICATION

State of Minnesota,
County of Stearns

89.

J. A. Kaus

being duly sworn, on oath say o 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 4 day of December, A. D. 1944
Edw. Bloms
Notary Public, DEPUTY CO. AUDITOR, STEARNS CO., MINN. County, Minn.
My commission expires EDW. BLOMS, 19

J. A. Kaus
Representative

CERTIFICATE OF APPRAISERS

State of Minnesota,
County of

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

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

Dated this day of , A. D. 19

Appraisers.

File No. 13,284

State of Minnesota,
County of Stearns

PROBATE COURT

In the Matter of the Estate of
Rudolph Pufahl

Decedent.

Inventory and Appraisal

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

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

Deputy-Treasurer of
County, Minnesota.

Filed this 4th day of December, A. D. 1944
Frank H. Hoyer
Probate Clerk

Attorney.

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Rudolph Pufahl

Decedent

INHERITANCE TAX RETURN

Date of death

Dec. 19, 1948

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.)

0046 1585

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).....

J. A. Kaus Adm.
St. Cloud, Minn.

(Address).....

Subscribed and sworn to before me this

4" day of
December, 19*44*.
Myra E. Dragoo

MYRA E. DRAGOO,

Notary Public, Stearns County, Minn.

My Commission Expires May 29, 1946

File No. 13,284

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Rudolph Pufahl
Decedent.

INHERITANCE TAX RETURN

Filed Dec. 4th 1944
Frank Herzog
Clerk of Probate Court.

Name _____

Address _____
Attorney.

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

August 6, 1939.

0096 1588

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Rudolph Pufahl

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 29th day of October, 1948, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by attorney, 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 6th day of October, 1948, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

RECEIPTS

Personal estate as described in the inventory	-	-	-	-	\$	
Personal estate omitted from the inventory	-	-	-	-	\$	
Gain by sales above appraised value	-	-	-	-	\$	
Cash from sales of real estate	-	-	-	-	\$	
Cash from rent of real estate	-	-	-	-	\$	
Cash from interest and profits	-	-	-	-	\$	
Cash from other sources	Dividends N. S. P. Co.	-	-	-	\$	103.17
		-	-	-	\$	
		-	-	-	\$	
Total receipts from all sources	-	-	-	-	\$	103.17

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	-	-	-	-	-	-	\$	
Maintenance of family of decedent	-	-	-	-	-	-	\$	
Expenses of administration	-	-	-	-	-	-	\$	36.30
Expenses of last sickness	-	-	-	-	-	-	\$	
Funeral expenses	-	-	-	-	-	-	\$	
Taxes	-	-	-	-	-	-	\$	
Claims of creditors of decedent	-	-	-	-	-	-	\$	
Legacies	-	-	-	-	-	-	\$	
Returned to N. S. P. Co. as paid in error	-	-	-	-	-	-	\$	66.87
	-	-	-	-	-	-	\$	
Residue on hand for distribution	-	-	-	-	-	-	\$	
Total credits	-	-	-	-	-	-	\$	103.17

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 October 29th, 1948.

By the Court,

Earl J. Meier
Probate Judge.

13,284

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Rudolph Pufahl

Order Allowing Final Account

Filed this 29th day of
October, 1948, and
recorded in Book 101 of Orders
at Page 320

Franklin R. R. R.
Clerk of Probate.