



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

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STATE OF MINNESOTA }
COUNTY OF STEARNS } ss

IN PROBATE COURT

In the Matter of the Guardianship of }
Alex N. Hartmann, Incompetent Ward } ORDER AUTHORIZING EX-
PENDITURE AND DENYING
PETITION FOR PURCHASE
OF CAR

The above entitled matter came on to be heard on the 18th day of April, 1952, pursuant to an order of the Court for hearing the petition of the guardian for an order authorizing him to pay the sum of \$75.00 per month for board, room and laundry of said ward, and for the further order authorizing the purchase of an automobile for the use of the ward.

And it appearing to the Court that the expenditure of \$75.00 per month as aforesaid is necessary and for the best interests of the ward, but that purchase of an automobile for the ward's use should not be authorized.

IT IS THEREFORE ORDERED, That Reinhard J. Hartmann, as guardian of Alex N. Hartmann, be, and he hereby is, authorized and directed to pay to Evelyn Morris of Davenport, Iowa, the sum of \$75.00 per month for each month she furnishes to said ward board, room, and laundry.

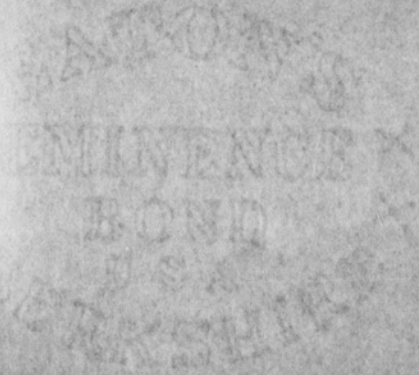
IT IS FURTHER ORDERED, That said guardian be not authorized to purchase an automobile for the use of the ward.

Dated at St. Cloud, Minnesota, this 18th day of April, 1952.

By the Court:

(Court Seal)

Earl J. Meins
Judge of Probate



STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

In the Matter of the Guardianship of Alex N. Hartmann,
Incompetent Ward

ORDER AUTHORIZING EXPENDITURE
AND DENYING PETITION FOR PURCHASE OF CAR

Filed this 18th day of April,
1952, and recorded in Book

on Page

Frank Herzog
Clerk of Probate

STATE OF MINNESOTA }
COUNTY OF STEARNS } ss

IN PROBATE COURT

In the Matter of the Guardianship of }
Alex N. Hartmann, Incompetent Ward }

ORDER FOR TRANSFER
OF VENUE

The above entitled matter having come on before the undersigned on the 31st day of December, 1954, at the Probate Court Room at the Court House in the City of St. Cloud, Stearns County, Minnesota, upon petition of the guardian for transfer of the venue of the above guardianship to Morrison County, Minnesota, and pursuant to the hearing had on said petition at which the guardian appeared in person.

And it appearing to the Court upon said hearing that it is for the best interests of the estate of said ward that the venue of the above guardianship matter be changed to Morrison County, Minnesota Probate Court, and that said estate can be administered by said guardian at a lesser expense upon being transferred to said Court; now, therefore, pursuant to said petition and upon the hearing had thereon,

IT IS ORDERED, That the above guardianship matter be, and the same is, hereby transferred to the Probate Court of Morrison County, Minnesota, together with all the files and proceedings heretofore had thereon.

Dated at St. Cloud, Minnesota, this 31st day of December, 1954.

By the Court:

(Court Seal)

Earl J. Mainz
Judge of Probate

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT

In the Matter of the Guardianship of Alex N. Hartmann,
Incompetent Ward

ORDER FOR TRANSFER OF VENUE

Filed this 31st day of Dec.,
1954, and recorded in Book

_____ on Page _____.

Frank Herzog
Clerk of Probate

STATE OF MINNESOTA }
COUNTY OF STEARNS }

IN PROBATE COURT

In the Matter of the Guardianship }
of Alex N. Hartmann, Ward }

CERTIFICATE AND RETURN

Upon transfer of venue I hereby certify that the following is a true, correct and complete transcript of the register of the proceedings in this Court in the matter of the Guardianship of Alex N. Hartmann, Incompetent Ward, to-wit:

ENTRY

Date	
<u>June 19, 1944</u>	Verified petition for appointment of guardian filed Made order for hearing said petition July 10, 1944 at 10 AM and mailed copies to Stephens & Lang for service
<u>July 10</u>	Filed proof of personal service on incompetent of notice of hearing Heard petition there being no adverse appearance or objection Made and recorded order appointing guardian
<u>July 19</u>	Filed, approved and recorded bond and oath of guardian Issued Letters of Guardianship to Gertrude Hartmann
<u>Sept 3, 1947</u>	Made order appointing Henry C. Stalboerger and Henry M. Moser appraisers
<u>4,</u>	Filed inventory and appraisal
<u>Nov 1</u>	Filed petition and made and recorded order for assignment of insurance policies to Melrose State Bank as collateral security for loan
<u>Oct. 20, 1949</u>	Filed annual account of guardian and petition for settlement Made and recorded order allowing annual account of guardian
<u>May 10, 1951</u>	Filed petition and order for allowance for maintenance and support Made order for hearing said petition June 1, 1951, at 11 o'clock A. M.
<u>May 22</u>	Filed annual account of guardian
<u>Nov 16</u>	Filed petition for restoration to capacity or for removal of guardian
<u>Nov 19</u>	Made order for hearing said petition Dec. 3, 1951 at 2 P.M.
<u>Dec. 3</u>	Filed notice to County Attorney Made order appointing Dr. George D. Rice and Dr. John B. Beuning examiners Filed oath of examiners Issued certificate of qualification to each Filed fee claims of examiners, \$10.30 each Issued examiners' fee orders Filed stipulation re guardianship matters Filed resignation of guardian and nomination of successor guardian Made and recorded order denying petition for restoration to capacity and appointing successor guardian
<u>Dec 18</u>	Filed, approved and recorded bond and oath of successor guardian Issued Letters of Guardianship to Reinhold Hartmann
<u>Jan 7, 1952</u>	Filed final account of Gertrude Hartmann, guardian, and petition for settlement
<u>Jan 28,</u>	Made order for hearing said petition Feb. 7, 1952 at 2 P.M.
<u>Feb 7,</u>	Made and recorded order allowing said final account
<u>Mar 7,</u>	Made and recorded order discharging Gertrude Hartmann as guardian

<u>Date</u>	<u>ENTRY</u>
<u>Mar 31, 1952</u>	Filed petition for expenditure for maintenance and for purchase of car for incompetent ward
<u>Apr 2,</u>	Made order for hearing said petition April 18, 1952.
<u>Apr 18,</u>	Made and recorded order for expenditure and denying petition for purchase of automobile
<u>July 31</u>	Filed inventory by guardian
<u>Jan. 26, 1953</u>	Filed annual account of guardian and petition for settlement
<u>Aug 18, 1953</u>	Made order for hearing said petition Feb. 6, 1953, 2 P.M.
<u>Jul 15, 1953</u>	Filed petition for license to sell real estate at private sale
	Made order for hearing said petition Aug. 7, 1953 at 9 AM and published copy in the St. Cloud Daily Times
<u>Aug 1</u>	Filed affidavit of publication of hearing on petition for sale
<u>Aug 7</u>	Filed affidavit of service by mail of hearing on petition for sale
	Heard petition there being no adverse appearance or objection
	Made and recorded order for sale of land at private sale
<u>Aug 18</u>	Filed oath of appraisers and appraisal of land before sale
	Filed report of sale of land pursuant to license
	Made and recorded order confirming sale
<u>Oct 31</u>	Filed annual account of guardian and petition for settlement
	Made order for hearing said petition Nov. 13, 1953 at 10 AM
<u>Nov. 13</u>	Made and recorded order allowing annual account
<u>Dec. 9, 1954</u>	Filed petition for transfer of venue to Morrison County
	Filed final account of guardian and petition for settlement
	Made order for hearing final account and petition for transfer of venue Dec. 31, 1954 at 10 AM
<u>Dec. 31</u>	Made and recorded order allowing final account of guardian
	Made and recorded order for transfer of venue to Morrison County
	Certified and mailed all records to Morrison County Probate Court

And I hereby return herewith to the Probate Court of Morrison County, Minnesota, the following files:

1. Petition for appointment of guardian
2. Order for hearing said petition
3. Affidavit of service of notice of hearing
4. Order appointing guardian
5. Bond and Oath of guardian
6. Letters of Guardianship
7. Order appointing appraisers
8. Inventory and appraisement
9. Petition for assignment of insurance policies
10. Order authorizing assignment
11. Annual account of guardian
12. Order allowing annual account
13. Petition for allowance for maintenance and support
14. Order for hearing said petition
15. Order for maintenance and support
16. Annual Account of guardian
17. Alternative petition for restoration to capacity of for Removal of guardian.
18. Order for hearing petition for restoration to Capacity
19. Notice to County Attorney
20. Appointment of Examiners
21. Oath of Examiners
22. Certificate of Qualification to each Examiner
23. Examiners' fee claims
24. Examiners' fee orders

25. ~~Final~~ Stipulation re property of ward
26. Petition for resignation of guardian
27. Order on alternative petition for restoration and removal of guardian
28. Bond and oath of new guardian
29. Letters of Guardianship
30. Final account of resigned guardian
31. Order for hearing said account
32. Order allowing final account
33. Order discharging resigned guardian
34. Petition for expenditure *denying purchase of car*
35. Order for hearing on said petition
36. Inventory and appraisement
37. Annual account of guardian
38. Order for hearing account
39. Petition to sell land
40. Order for hearing petition to sell land
41. Printer's affidavit of publication of said order
42. Affidavit of service by mail of notice of hearing
43. Order for Sale of Real estate at Private Sale
44. Oath of appraisers and appraisal
45. Report of Sale of land
46. Order Confirming sale
47. Annual Account of guardian
48. Order for Hearing Annual Account
49. Order allowing annual account
50. Petition for transfer of venue
51. Final Account of guardian
52. Order for hearing on petition for transfer and Final Account
53. Order for transfer of venue
54. Certificate and Return
52. Order Allowing Final Account

Dated December 31st, 1954.

Frank A. Norberg
 Clerk of Probate Court
 Stearns County, Minnesota.



13,302

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT.

IN THE MATTER OF THE GUARDIAN-
SHIP OF ALEX N. HARTMANN,

INCOMPETENT WARD.

CERTIFICATE AND RETURN ON
TRANSFER OF VENUE.

Filed Dec. 31-1954

1

94725900

STATE OF MINNESOTA }
COUNTY OF STEARNS } ss

IN PROBATE COURT

In the Matter of the Guardianship of }
Alex N. Hartmann, Incompetent Ward } ORDER ALLOWING FINAL
ACCOUNT

The above entitled matter came on to be heard on the 31st day of December, 1954, pursuant to the order of the Court for hearing for the settlement and allowance of the final account of Reinhard Hartmann, guardian of said ward, the guardian appearing in person and there being no adverse appearance or objection.

And it appearing to the Court that said guardian has accounted for all the monies received by him as guardian, his account showing total receipts in the sum of \$12,877.08, disbursements of \$5,563.80, leaving in his hands a balance of \$7,313.28, consisting of the following items:

U. S. Savings Bonds - Maturity value of each \$500.00	\$ 375.00
D24 538 785E - - - - -	375.00
D24 538 788E - - - - -	375.00
D24 538 787E - - - - -	375.00
D24 538 786E - - - - -	375.00
D24 538 784E - - - - -	375.00
D24 538 783E - - - - -	375.00
D24 538 782E - - - - -	375.00
D24 538 781E - - - - -	375.00
D24 161 519E - - - - -	3,180.00
D24 161 520E - - - - -	279.00
Insurance Policies - - - - -	104.28
Gertrude Hartmann Note - - - - -	
Cash in Farmer's & Merchant's State Bank of Pierz - - - - -	
TOTAL - - - - -	\$7,313.28

And it further appearing to the Court that said account is just and true and should be allowed as filed.

IT IS THEREFORE ORDERED, That said final account be, and the same hereby is, allowed and that the final balance in the hands of the guardian is the sum of \$7,313.28.

Dated at St. Cloud, Minnesota, this 31st day of December, 1954.

By the Court:

Earl J. Meinz
Judge of Probate

(Court Seal)

13,302

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT

In the Matter of the Guardianship of Alex N. Hartmann, Incompetent Ward

ORDER ALLOWING FINAL ACCOUNT

Filed this 31st day of Dec.,
1954, and recorded in Book
1 on Page _____.

Frank Herzog
Clerk of Probate

8412 5900

State of Minnesota, }
County of Stearns } ss.

13,303
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr. }
Decedent. }

PETITION FOR ALLOWANCE AND
PROBATE OF WILL

To the Probate Court in and for said County:

Your Petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of Elrosa in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: executor named in the will

SECOND—That said decedent was born in the County of Germany and died at Elrosa County of Stearns, State of Minnesota, on the 12th day of June, 1944, aged 77 years and was at the time of his death a native of United States and a citizen of the Country of United States and a resident of Elrosa in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

FOURTH—That the estate of decedent at the time of his death consisted of personal property of the estimated value of \$ 3,000.00 divided as follows:

- | | | | | |
|-----------------------|------------|--------------------------|---|----|
| 1. Household goods, - | \$ 200.00 | 2. Wearing apparel, - | - | \$ |
| 3. Stock, - - - | \$ | 4. Notes, bonds, etc., - | - | \$ |
| 5. Miscellaneous, - | \$ 2800.00 | 6. | | \$ |

That said estate also included real estate of the estimated worth and probable value of \$ 2500.00 situated Village of Elrosa in said County of Stearns State of Minnesota, to-wit:

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

A. City Property

two lots and dwelling \$ 2500.00
(Give Area)

(or)

B. Rural Property None

(Give Area)

2. Real Estate other than Homestead:

A. City Property	None	Lots without Buildings	\$
City Property	None	Lots with Buildings	\$
B. Rural Property	None	Acres improved land	\$
Rural Property	None	Acres unimproved land	\$

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

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

[illegible]

SEVENTH—That Joseph Speldrich, Jr. whose Post Office address is Belgrade, Minn. R#2 is ~~not~~ named in said Will as executor ^{or} ~~and~~ thereof and ^{is a} ~~are~~ suitable and competent person ^{or} ~~and~~ of said Will.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Joseph Speldrich, Jr. be appointed executor ^{or} ~~of~~ thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said Joseph Speldrich, Jr.

Dated June 19, 1944

Joseph Speldrich Jr.
Petitioner.

State of Minnesota,

County of Stearns

ss.

Joseph Speldrich, Jr.

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

Subscribed and sworn to before me this 19th day of June, 1944

Joseph Speldrich Jr

Notary Public.....Stearns

County, Minnesota.

My Commission expires Dec. 5 1948

State of Minnesota,

County of _____ Stearns

IN PROBATE COURT

In the Matter of the Estate of

Joseph Speldrich, sr.
Decedent.

Petition for Allowance and Probate of Will

Selection of Newspaper

To the Judge of said Court:

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

(Here insert name of newspaper)

Sign your name here)

Filed this 19th day of

.....day of

1944

Frank Miller 2009

Clerk—Probable ~~Judge~~

No. 3916

State of Minnesota,
County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.
Decedent.

State of Minnesota,
County of Stearns

} ss.

Peter Ahles

ORDER FOR HEARING ON PETITION
FOR PROBATE OF WILL, LIMITING
TIME TO FILE CLAIMS AND
FOR HEARING THEREON
STATE OF MINNESOTA, County of
Stearns--ss. In Probate Court, File
No. 12,902.

In Re Estate of Joseph Speldrich, Sr.
Decedent.

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

IT IS ORDERED, That the hearing
thereof be had on Friday, the 18th day of
July, 1944, at nine o'clock A. M. be-
fore this Court in the probate court
room in the court house in the City of
St. Cloud, Minnesota, and that objec-
tions to the allowance of said Will,
if any, be filed before said time of
hearing; that the time within which
creditors of said decedent may file
their claims be limited to four months
from the date hereof, and that the
claims so filed be heard on Friday,
October 20th, 1944, at nine o'clock
A. M. before this Court in the pro-
bate court room in the court house in
the City of St. Cloud, Minnesota, and
that notice hereof be given by publi-
cation of this order in the St. Cloud
Daily Times, a legal newspaper, and by
mailed notice as provided by law.

Dated June 19th, 1944.
E. J. RUBENBERGER, Probate Judge.
(Probate Court Seal)
AHLES & AHLES,
Attorneys for Petitioner,
St. Cloud, Minnesota.
Pub. June 22-29, July 6, 1944.

being duly sworn, on oath says; that he is the attorney for the petitioner
in the matter above entitled and has full knowledge of the facts herein set forth; that
on the 1st day of July, 1944, he mailed a true
hereto attached and made a part hereof by enclosing it in a sealed envelope and

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

Addresses	Names	Addresses
Malrose, Minn. RR		
Beauveau, Minn.		
Belgrade, Minn.		
Belgrade, Minn.		
Belgrade, Minn.		

Subscribed and sworn to before me this 1st
day of July, 1944.

Notary Public, Stearns County, Minn.

My commission expires Feb. 5, 1948

0066 2151

13.303

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.
Decedent.

AFFIDAVIT OF SERVICE
BY MAIL

Will & Claims

Filed this 10th day of

July, 1944

Frank Herzog
Clerk—Judge of Probate.

2512 9900

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Joseph Speldrich, Sr. Deceased.

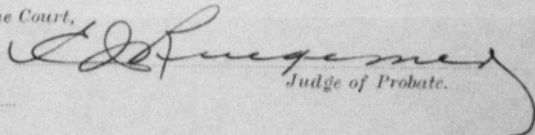
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Joseph Speldrich, Jr. named as execut or of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Joseph Speldrich, Jr. give bonds to the Judge of this Court in the sum of

Three Thousand and no/100 - - - (\$3,000.00) - - - - - Dollars, conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be to him issued.

Dated at St. Cloud Minnesota, the 14th day of July 1944
A. D. 19

By the Court,


Judge of Probate.

Ahles & Ahles

Attorney & for Petitioner.

0066 2153

No. 13,303

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Joseph Speldrich, Sr.
Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 14th day of
July 44 A. D. 1944, and
recorded in Book of Orders, on
page

Frank Herzog
Clerk ~~JANX~~ of Probate.

45129900

State of Minnesota, } ss.
County of Marion IN PROBATE COURT

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

Joseph Speldrich Sr.

Proof of Will

Decedent.

State of Minnesota, } ss.
County of Marion

Peter Allen

and Codicil

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the subscribing

witnesses to the instrument now shown him, bearing date the 20 day of

May and the 29th day of April, 1944, respectfully and Codicil

A. D. 1943, and purporting to be the Last Will and Testament of

Joseph Speldrich Sr. of the County

of Marion and State of Minnesota now here presented

for probate; that he knew

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

and date of said instrument to-wit, the 20 day of May

A. D. 1943, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared

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

Ray Brunning

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

Ray Brunning

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

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

And further deponent saith not.

Subscribed and sworn to before me this

14 day of July A. D. 19 44

E. J. McGuire
Judge of Probate.

Peter Allen

No. 13.303

State of Minnesota, }
County of Marion } ss.

IN PROBATE COURT

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

Joseph Speldrich, Sr.
George M. Speldrich
Decedent.

TESTIMONY OF

Peter Ahlen
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

14th day of

July 1944

Frank Herzog
Clerk - Judge of Probate.

No. 3545*

95129900

I, Joseph Speldrich being of sound and disposing mind
do hereby make this Codicil to my last Will and Testament
made by me on the 20th day of May 1943.

First - I eliminate and cancel all of paragraph
five of the original Will and substitute the following -
My son Joseph Speldrich Jr. shall provide
a double tombstone for me and my wife valued at about
\$250. He shall pay immediately upon my death 30
Oregonian maces for the repose of my soul and im-
mediately upon the death of my wife he shall pay
for 30 Oregonian maces for the repose of her soul.
After the death of my wife he shall also pay to the pastor
of the Catholic Church of Elora, the sum of \$200.
to be expended for masses for the repose of my soul
and my wife's soul.

Second After the death of my wife and after her life-
estate is terminated by her death all the remainder
of said property and all other property I may possess
shall belong to my son Joseph Speldrich Jr. It is my
intention that the two ~~that~~ mortgages one from
Frank Speldrich & wife to Joseph Speldrich for \$500, and one
from John Speldrich & wife to Joseph Speldrich for \$1500.
shall be included in the residue & remainder de-
vised to Joseph Speldrich Jr.

In testimony whereof I have hereunto subscribed my
name and affixed my seal this 29 day of April 1944

Joseph Speldrich

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

Ray A. Souning St. Cloud Minn

In the Name of God, Amen

I, Joseph Speldrich, Sr. of Elrosa,
in the County of Stearns, and State of Minnesota
being of sound mind and memory, and considering the uncertainty of this frail and
transitory life, do therefore make, ordain, publish and declare this to be my Last
Will and Testament.

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

Second, after the payment of such funeral expenses and debts, I give, devise
and bequeath: to my wife, Theresia Speldrich, all of my property both
real and personal of whatever nature or description for her to have
during the term of her natural life provided, however, that out of the
cash moneys so devised to my wife, Theresia Speldrich, she may use any
or all of the corpus of the personal property in said life estate here-
by created if it shall be necessary for her to use the same to support
herself during the remainder of her life.

THIRD, I have heretofore conveyed to my son, Joseph Speldrich, Jr.,
certain personal property and a part of the consideration of said sale
provides that he is to pay my funeral expenses and also the funeral
expenses of my wife when she dies. It is therefore my will and I
hereby direct that the executor hereinafter named collect from the said
Joseph Speldrich, Jr., the amount of funeral expenses incurred for my
burial and that of my wife.

FOURTH; Out of the moneys hereinabove bequeathed to my wife, Theresia
Speldrich, which said moneys are hereinabove given to her as a life
estate, the executor hereinafter named is hereby authorized to pay out
of the corpus of the personal property in said life estate the sum of
Twenty Dollars (\$20.00) per month to the person who takes care of my
wife after my death and said sum so paid may be taken out of the income
of the property hereinbefore assigned to Theresia Speldrich for life
or if necessary out of the corpus of said life estate.

FIFTH; After the death of my wife and after her life estate in all
of the property assigned to her shall be terminated, the remainder in
said property I give, devise and bequeath to my executor hereinafter
named for the following purposes: The said executor is to use all of
said remaining property for the purpose of paying for masses for the
repose of my soul and the repose of the soul of my wife after her death
and other charitable purposes that may be determined and deemed proper
and advisable by my executor hereinafter named; and I hereby direct
and request said executor hereinafter named that out of said remaining
moneys not less than \$1500.00 shall be used for the purpose of masses
as hereinabove specified and the remaining moneys to be expended for
charitable purposes, such purposes to be approved by the pastor of
the Catholic Church of the parish in Elrosa, Minn.

SIXTH; I have heretofore given to each of my children an amount of
money which is in my opinion sufficient to compensate them and adequately
provide for them, and I am not making any bequests to either of my
children because they have already received their just share of my estate.
These children are as follows: My daughter Anna Bertrum; my son Frank
Speldrich, my son Joseph Speldrich, Jr; my son John Speldrich and my
daughter Theresia Jackels.

SEVENTH; My executor hereinafter named shall have the right to sell
and dispose of my homestead and household goods located in the village of
Elrosa, Minnesota and said sale may be made without first obtaining an
order of license from the Probate Court; the sale of said real estate by
my executor hereinafter named is hereby specifically granted to said
executor notwithstanding the fact that I have heretofore given a life
estate of all my property to my widow, Theresia Speldrich, provided,

however that the proceeds from said sale of said real estate shall likewise be impressed with the widow's life estate and shall become a part of the corpus of said life estate and subject to administration as personal property.

Lastly, I make, constitute and appoint Joseph Speldrich, Jr.,

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

IN TESTIMONY WHEREOF, I have herunto subscribed my name and affixed my seal the
20th day of May in the year of our Lord one thousand nine
hundred and Forty-three

Joseph Speldrich Seal

THIS INSTRUMENT was, on the day of the date thereof, signed, published and declared by the said
Testat or to be h is Last Will and Testament
in our presence, who, at h is request, have subscribed our names thereto as witnesses,
in his presence and in the presence of each other.

Stacy Apple residing at St Cloud
Ray R. Brunning residing at " "

Last Will and Testament

OF

Joseph Speldrich, Sr.

Dated May 20th, 1943.

State of Minnesota,
COUNTY OF Stearns

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Joseph Speldrich, Sr. DECEDENT

BE IT REMEMBERED, That on the day of the date hereof at a Special Term
of said Probate Court, pursuant to the notice duly given, the last will and testament ~~xx~~ and Codicil of
Joseph Speldrich, Sr. Decedent, late of said County of Stearns
bearing date the 20th day of May 19 43, and being the annexed
and the 29th day of April, 1944, respectively
written instrument ~~xxx~~ duly proved before the Probate Court, in and for the County of Stearns
were
aforesaid; and ~~xxx~~ duly allowed and admitted to probate by said Court according to law; as and for the last Will
and Codicil
and Testament of said Joseph Speldrich, Sr.
and Codicil are
deceased, which said last Will and Testament ~~xx~~ recorded and the examination taken thereon filed in this office.

COURT
SEAL

IN TESTIMONY WHEREOF, The Judge of the Probate Court
of said County has hereunto set his hand and affixed
the seal of said Court at St. Cloud, Minnesota
in said County, this 14th day of
July 19 44.

E. J. Kuegler
Judge of Probate.

0066-2160

State of Minnesota, }
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.
Decedent.

Certificate of Probate of Will
AND CODICIL

Filed this 14th day of
July 19 44, and recorded,
together with the will attached in Book
K of Records of Wills, Page 556

Clerk

Notary of Probate.

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

IN PROBATE COURT

In the Matter of the Estate of

Joseph Speldrich, Sr.
Decedent

AND CODICIL

Order Admitting Will to Probate

The above entitled matter came on to be heard on the **14th** day of **July** 19 **44**

upon the petition of **Joseph Speldrich, Jr.**
for the allowance of ~~the~~ instruments filed therewith purporting to be the last will and testament of the above named decedent; and
the court having duly heard the same and all the evidence produced in support thereof, and having duly considered the same,
finds as follows:

FIRST—That the citation of this court, dated the **19th** day of **June** 19 **44** has
been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the **12th** day of **June** 19 **44**, and
at the time of his death was a resident of **Elrosa**
in the County of **Stearns** and State of **Minnesota**
and left estate in the County of **Stearns** State of **Minnesota**.

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

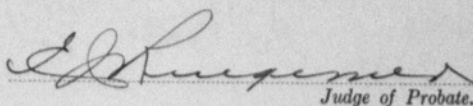
Peter Ahles

~~and~~ duly sworn and examined, and his testimony reduced
to writing, subscribed by **him** and filed herein.

were
FOURTH—That said instruments presented for probate as aforesaid ~~was~~ duly executed by said decedent as his last will
and codicil
and testament, according to law; and that said decedent, at the time he executed the said instruments was of sound mind and
free from undue influence, of lawful age, and under no restraint

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

Dated **July 14th** 19 **44**.


Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.
Decedent.

and Codicil
Order Admitting Will to Probate

Filed this 14th day of
July 19 44, and recorded
in Book " 80 " of Orders, Page 585

Frank Herzog
Clerk ~~XXXX~~ of Probate.

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

LETTERS TESTAMENTARY

To *Joseph Speldrich, Jr.*

GREETING:

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

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

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

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

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

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

WITNESS, The Judge of this Court, and the seal thereof, this 15th day of

July19 44

{ COURT
SEAL }

E. J. Ruessner
Judge of Probate Court.

State of Minnesota, }
County of } ss.

IN PROBATE COURT

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

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

day of, A. D. 19.....

Judge of Probate Court.

No. 13,303

State of Minnesota, }
County of Stearns } ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

LETTERS TESTAMENTARY [Long Form]

Filed this 15th day of
July 19 44 and Recorded
in Book "K" of Letters, Page 180

Frank Weston
Clerk of Probate Court.

R-43

POWER OF ATTORNEY

No 13949

After the bond is filed this power of attorney may be detached by the approving officer and filed separately if desired.

Know All Men By These Presents:

That this power of attorney is not valid or in effect unless attached to the bond which it authorizes executed.

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

Peter Ahles

in the City of

St. CloudCounty of **Stearns**

State of

MINNESOTA

with limited authority, its true and lawful agent and attorney-in-fact, in the State of **MINNESOTA** with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as surety and its acts and deed, the following bonds and no others, provided that the bond be filed only within the State of **MINNESOTA**.

(A) An Original Bond of ADMINISTRATOR, EXECUTOR, TRUSTEE, RECEIVER, REFEREE IN PARTITION, or a BOND for SALE OF REAL or PERSONAL PROPERTY required by any Statute or Decree of any Court, (excluding Receivers for the benefit of creditors in lieu of Federal Bankruptcy Proceedings), in the State of **MINNESOTA** provided no such bond shall be in the penalty of more than FIFTY THOUSAND (\$50,000.00) DOLLARS.

(B) An original bond required by a GUARDIAN, provided no such bond shall be in the penalty of more than FIVE THOUSAND (\$5,000.00) DOLLARS.

(C) A TRUSTEE or RECEIVER in BANKRUPTCY qualifying bond required in the United States Court, and then only if the Court is sitting in or the proceedings are held within the State of **MINNESOTA** and provided no such bond shall be in the penalty of more than FIFTY THOUSAND (\$50,000.00) DOLLARS.

(D) A Plaintiff's ATTACHMENT or REPLEVIN bond, or CLAIM AND DELIVERY bond, or INJUNCTION or FORECLOSURE bond required by any statute, order or decree of any Court, in the State of **MINNESOTA** provided, the principal upon the bond is a corporation operating in the State of **MINNESOTA** or the State Banking Department, or any department of the Federal Government acting in its or his own name or in the name of a duly appointed Superintendent, Trustee or Receiver, provided no such bond shall be in the penalty of more than FIVE THOUSAND (\$5,000.00) DOLLARS.

(E) A bond or undertaking for COSTS ONLY or a Removal bond to the Federal Court (no authority, expressed or implied, is given for the execution of stay or supersedeas bonds or for the payment of Judgments, however styled), provided no such bond shall be in the penalty of more than FIVE HUNDRED (\$500.00) DOLLARS.

(F) A bond required by any City, Town or County in the State of **MINNESOTA** to be given and filed pursuant to the laws and ordinances regulating the granting of PERMITS for the conducting of any business (excepting bonds for trucks or public carriers), provided no such bond shall be in the penalty of more than THREE THOUSAND (\$3,000.00) DOLLARS.

(G) A NOTARY PUBLIC bond to be filed in the State of **MINNESOTA** provided no such bond shall be in the penalty of more than TWO THOUSAND (\$2,000.00) DOLLARS.

(H) A Bond required to be filed by a PUBLIC OFFICIAL or employee, appointed or elected, (except treasurers of all kinds, sheriffs or other peace officers, constables and tax collectors) in qualifying for office, provided no such bond shall be in the penalty of more than FIVE THOUSAND (\$5,000.00) DOLLARS.

(I) A bond or instrument OF ANY KIND, provided there is attached to this Power of Attorney, written authority in the form of an endorsement, letter, or telegram, signed by the President, Secretary or Vice-President of the Western Surety Company of Sioux Falls, South Dakota.

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

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

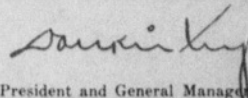
Provided, however, that this Power of Attorney does not authorize or empower said Attorney-in-Fact to give consent to any alterations or changes in terms, conditions or covenants of said bonds when once executed nor to any alterations or changes in the form or conditions of any contract on which this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

ALL AUTHORITY HEREBY CONFERRED SHALL EXPIRE AND TERMINATE, WITHOUT NOTICE AT MID-NIGHT, MAY 31, 1943.

IN WITNESS WHEREOF, The said WESTERN SURETY COMPANY has caused these presents to be executed by its President or General Manager, with its corporate seal affixed this FIRST DAY OF DECEMBER, 1940.

WESTERN SURETY COMPANY,

By



President and General Manager

0066 2166

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

I hereby certify that the following is a true and correct copy of Section 7 of the By-Laws of the WESTERN SURETY COMPANY duly adopted and recorded, to-wit: Section 7: "The President, Secretary or Treasurer may appoint attorneys-in-fact or agents who shall have authority to issue bonds, policies or undertakings in the name of the company, subject to such rules and regulations as such officers may prescribe."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name as Assistant Secretary and affixed the corporate seal of the company in the City of Sioux Falls, this 1st day of December, 1940.

L. D. Lundberg
Assistant Secretary.

Subscribed and sworn to before me this 1st
day of December, 1940.

E. Vacker
Notary Public, Minnehaha County, South Dakota.

My Commission expires 11-10-42

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

On this 1st day of December, 1940, before me, a Notary Public, personally appeared DAN KIRBY, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as President and General Manager of the said WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.

E. Vacker
Notary Public, South Dakota.
My Commission expires 11-10-42

STATE OF _____ }
COUNTY OF _____ } ss.

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

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

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

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

_____ the day and year last above written.

My Commission expires _____ Notary Public.

0066 2167

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich Sr.

Decedent

BOND

Know All Men by These Presents, That we Joseph Speldrich Jr.

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

E. J. Ruegener

as Judge of Probate of the County of

Minnesota, in the sum of Three Thousand
 Dollars, lawful money of the United States, to be paid to said Judge of Probate, or his successor in office; for which pay-
 ment well and truly to be made, we bind ourselves and each of our heirs, executors, administrators, successors, and assigns,
 firmly by these presents.

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

Joseph Speldrich Jr.

, who has been appointed repre-
 sentative of the estate of the above named, Joseph Speldrich Sr. shall well and
 faithfully discharge all the duties of his trust as representative of said estate according to law, then this obli-
 gation shall be void; otherwise it shall remain in full force and virtue.

In Witness Whereof, Said principal has hereunto affixed his hand and seal;
 and the said surety has caused these presents to be signed by its Attorney in Fact
 and its corporate seal to be hereto attached by authority of its Board of Directors,
 this 14 day of July, 1944

Signed, Sealed and Delivered in Presence of

Paul Ahles
 Rose Speldrich

Joseph Speldrich Jr. (Seal)
 (Seal)

Western Surety Company
 By Peter Ahles
 Its Attorney in Fact

ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota,

County of Stearns

On this 14 day of July, 1944, before me personally
 appeared Joseph Speldrich Jr., to me well known
 to be the person who executed the foregoing bond as principal, and acknowledged
 that he executed the same for the uses and purposes herein expressed as his free act and deed.

Notary Public, Stearns County, Minnesota.

My Commission Expires Dec 5th, 1944

ACKNOWLEDGMENT OF SURETY

State of Minnesota,

County of Stearns

On this 14th day of July, 1944, before me appeared
 Peter Ahles, to me personally known, who being by me
 duly sworn, did say that he is the Attorney in Fact
 of The Western Surety Company, a corporation; that the seal affixed
 to the foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in behalf of said
 corporation by Peter Ahles, by authority of its Board of Directors; and the said

acknowledged said instrument to be the free act and deed of said corporation.

Paul Ahles

Notary Public, Stearns County, Minnesota.

My Commission Expires Feb 5, 1948

0066 2168

APPROVAL

I hereby approve the within bond and the surety thereon, this 15 day of July, 1944

E. J. [Signature]
Probate Judge.

OATH OF REPRESENTATIVE

State of Minnesota, }
County of Stearns } ss.
I, Joseph Speldrich Jr
do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as
Executor of the Estate
of the above named Joseph Speldrich Sr
to the best of my ability and according to law, so help me God.

Joseph Speldrich Jr
Subscribed and sworn to before me this 5 day of July, 1944
[Signature]
Notary Public Stearns County, Minnesota.
My Commission Expires Dec 5, 1944

13303

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Joseph Speldrich Sr
Decedent.

Bond and Oath of Representative
(SURETY COMPANY FORM)

Filed the 15th day of July, 1944, and said bond recorded in Book 7 of

Bonds, page 103 of Probate Records.

Frank [Signature]
Clerk - Judge of Probate.

STATE OF MINNESOTA
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
JOSEPH SPELDRICH, SR., DECEASED.

RENUNCIATION OF WILL BY SURVIVING
WIDOW AND ELECTION TO TAKE UNDER
THE STATUTE.

WHEREAS, Joseph Speldrich, Sr. late of the
County of Stearns, State of Minnesota died testate in said
Stearns County, Minnesota on the 12th day of June, 1944
leaving him surviving Theresia Speldrich, his widow, the
undersigned, and the following children: Anna Bertram,
Frank Speldrich, Joseph Speldrich, Jr., John Speldrich and
Theresia Jackals.

WHEREAS, said Joseph Speldrich, Sr., deceased
left an estate consisting of both real and personal property
and by his last will and testament heretofore filed in the
Probate Court of Stearns County, Minnesota and allowed by
an order of the Probate Court of Stearns County on the 14th
day of July, 1944, made certain provisions for the undersigned
surviving widow of the decedent, Joseph Speldrich, Sr. which
she deems inadequate.

NOW THEREFORE, I, the undersigned Theresia
Speldrich, surviving widow of the deceased Joseph Speldrich, Sr.
do hereby renounce and refuse to accept the provisions of said
Last Will and Testament of said Joseph Speldrich, Sr. deceased
and do hereby elect to take and receive my share of his said
property secured to me as such surviving widow by statute.

Theresia Speldrich

STATE OF MINNESOTA SS
COUNTY OF STEARNS

On this 28th day of September, 1944, before me, a
notary public within and for said County personally appeared
Theresia Speldrich to me known to be the person described in,
and who executed the foregoing instrument and acknowledged
that she executed the same as her free act and deed.



Tom Allen

Notary Public Stearns County, Minn.
My commission expires Dec. 5, 1948.

13303

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
JOSEPH SPELDRICH SR. DECEASED

RENUNCIATION OF WILL BY SURVIVING
WIDOW AND ELECTION TO TAKE UNDER
THE STATUTE.

FILED THIS 28th DAY

OF Sept. AD 1944

Frank A. Nevo
Clerk of Probate

AHLES & AHLES
Attorneys at law
St. Cloud, Minn

21129900

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of Joseph Speldrich, Sr., Deceased.

To the Probate Court within and for the County of Stearns
in the State of Minnesota:

The Petition of Theresia Speldrich

of the County of Stearns and State of Minnesota, respectfully shows and states that she is the widow of Joseph Speldrich, Sr., late of the County of Stearns deceased. That said deceased died on the 12th day of June, 1944. That on the 14th day of July, 1944, Letters Testamentary upon the estate of said Joseph Speldrich, Sr., were duly issued by this Court to Joseph Speldrich, Jr. of said County of Stearns.

That the said deceased left surviving, your petitioner, who is his widow, and the following named children, viz: Anna Bertram, Frank Speldrich, Joseph Speldrich, Jr., John Speldrich, Theresia Jackels,

That said children all reside with your petitioner in the State of Minnesota and that said children and your petitioner constitute the family of said deceased.

That said family are entirely dependent upon said estate for their maintenance during the settlement of said estate. That the sum of \$25.00 per month is a reasonable sum for the support and maintenance of said family during the settlement of said estate, starting June 12, 1944.

Wherefore, Your petitioner prays that this Court issue its order allowing to said widow and children constituting the family of said deceased the sum of \$25.00 per month during the settlement of said estate, starting June 12, 1944.

Dated Sept. 28, A. D. 1944.

Theresia Speldrich

State of Minnesota,

County of Stearns

} ss.

Came personally before me Theresia Speldrich and being duly sworn doth depose and say: That she is the above named petitioner; that she has heard the foregoing Petition read, and that the same is true of her own knowledge, except as to the matters therein stated on information and belief, and as to those matters that she believes the same to be true.

Theresia Speldrich

Subscribed and sworn to before me this 28th day of Sept., A. D. 1944.

L. A. Allen
Notary Public Stearns Co Minn

My commission expires Dec. 5, 1948.

No. 13.302

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Joseph Speldrich, Sr.
Deceased.

**Petition of Widow for Allowance
to Maintain Family During
Settlement of Estate**

Filed this 28th day of
September, A. D. 1944

Frank Herzog
Clerk—Judge of Probate.

No. 3636*

0066 2174

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Joseph Spelrich, Sr.

Decedent.

ORDER FOR MAINTENANCE OF FAMILY OF DECEDENT

The above entitled matter came on for consideration by the Court, upon the petition of
Theresa Speldrich, surviving spouse
of said decedent, praying that an allowance be made for the support and maintenance of his
family, during the settlement of said estate.

Said Petitioner appeared in person and by her attorneys, Ahles & Ahles

and the Court, having considered said petition, all the evidence produced for and against the same, the value and condition of said estate and the claims against the same so far as they can now be ascertained, and the circumstances and mode of life of said family, finds as follows:

FIRST.—That the following named person constitute the family of said decedent who are entitled to support and maintenance out of his estate pending settlement thereof, to-wit:

Theresa Speldrich, his widow.

SECOND.—That the sum of Twenty-five and no/100 (\$25.00) Dollars per month is a reasonable and necessary sum for the support and maintenance of said family, during the settlement of said estate.

It Is Therefore Ordered, That the sum of Twenty-five and no/100 (\$25.00) Dollars per month be, and the same hereby is, allowed for the support and maintenance of said family during the settlement of said estate; that said allowance commence on the 12th day of June, 19 44, and continue thereafter until said estate is settled, or until otherwise ordered by the Court; provided, however, that in case said estate, is, or shall be ascertained to be insolvent, said allowance shall continue only for one year from the date administration is granted upon said estate; and provided further, that said allowance shall not continue after the distributive share of the surviving spouse shall have been assigned to her

It Is Further Ordered, That the representative of said decedent pay over and deliver to Theresa Speldrich each month, the sum hereby allowed for the purpose above specified, during the time herein limited.

Dated September 28th, 19 44

E. J. Ruessner
Probate Judge.

No. 13,303

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Joseph Speldrich, Sr.

Decedent.

Order for Maintenance of Family of
Decedent During Settlement
of Estate

Filed this 28th day of

September, A. D. 19 44

Recorded in Book 80 of Orders,

on page 44.

Frank H. H. H.

Clerk ~~in~~ of Probate.

No. 3672*

9112 9900
0066 2176

State of Minnesota, }
County of Stearns }

IN PROBATE COURT.

In the Matter of the Estate of

Joseph Speldrich, Sr. }
Decedent. }

PETITION FOR SETTING APART HOMESTEAD
AND PERSONAL PROPERTY

Your Petitioner Theresia Speldrich

represent s. and states to the court:

FIRST—That your petitioner is the widow

SECOND—That said decedent left surviving him his of decedent (1)
spouse (2)
(3)

THIRD—That said decedent, at the time of his death, was the owner of a homestead which he occupied as such to the time of his death; and which consists of tract or parcel of land lying in the County of Stearns, State of Minnesota, described as follows, to-wit:

Lots Six and Seven (6 & 7) in Riems Addition to the Village of Elrosa, Stearns County, Minnesota, according to the recorded plat thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minn.

FOURTH—That your petitioner hereby select s. the following described personal property of said decedent to be set apart and allowed to her, to-wit:

Household Furniture of said decedent of the description and appraised value following, to-wit:

1 cook stove; 1 dining room table and 6 chairs; 2 beds with mattresses and springs and bedding for same; 1 bureau; 1 chest of drawers; 1 couch; 1 living room set; 1 library table; 1 wash machine; 2 floor lamps kitchen utensils and dishes and miscellaneous household goods of the value of \$400.00.

All the wearing apparel of decedent 2 overcoats; jackets & overalls and suit of the value of \$50.00
Other personal property of decedent of the description and appraised value following, to-wit:

Cash in the sum of \$500.00

Your petitioner therefore prays that the homestead of said decedent described be, by the order of this court, set apart to her

as the homestead of said decedent; and that the personal property above selected be, by the order of this court, set apart and allowed to said Theresia Speldrich

as the widow of said decedent.

X *Theresia Speldrich*

Petitioner

State of Minnesota,

County of Stearns

Theresia Speldrich

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 know 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 believe it to be true.

Subscribed and sworn to before me this 28th day of September 19 44.

X *Theresia Speldrich*
Tom Allen

Notary Public.

Stearns

County, Minnesota.

My commission expires December 5 19 48.

Note (1) Insert "Him his" or "Her her" or "Him no" or "Her no," as the case may be.

Note (2) In case there is a spouse, insert "your petitioner."

Note (3) In case decedent left no spouse, but left children, insert, "but left surviving children, whose names and ages are as follows, to-wit:" then follow with the names and ages, after which add "your petitioners", if they are of age; if not of age, add "who are minors and for whom your petitioner is guardian."

No. 13,303
IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Joseph Speldrich, Sr.
Decedent.

Petition for Setting Apart Homestead and Personal Property

Filed the 28th day of

September, A. D. 1944

Man Allen
Clerk of Probate.

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of

Joseph Speldrich, Sr.

Decedent.

ORDER SETTING APART HOMESTEAD AND
PERSONAL PROPERTY

On reading and filing the petition of

Theresa Speldrich

surviving spouse

of the above named decedent, praying that the homestead of said decedent be set apart to

said surviving spouse

of said decedent, and for the allowance of the

personal property of said decedent therein described and selected to

said surviving spouse

of said decedent, and upon due consideration of the same:

It is Ordered, That the homestead of said decedent which the court hereby finds consists of the tract...or parcel...
of land in the County of Stearns, State of Minnesota described as follows, to-wit:

Lots Six (6) and Seven (7) in Rien's Addition to the Village
of Elrose, according to the plat and survey thereof on file and
of record in the office of the Register of Deeds in and for
said county,

together with the hereditaments and appurtenances thereunto belonging, be, and the same hereby is, set apart to the said
surviving spouse of said decedent, to-wit: Theresa Speldrich,

and that the personal property selected by said

Theresa Speldrich,

surviving spouse

of said decedent, and hereinafter described, be, and

the same hereby is, set apart and allowed to the said

surviving spouse

of said decedent, to-wit:

Theresa Speldrich.

FIRST—Household Furniture of said decedent of the description and appraised value following, to-wit:

1 cook stove, 1 dining room table and 6 chairs, 2 beds with mattresses
and springs and bedding for same, 1 bureau, 1 chest of drawers, 1 couch,
1 living room set, 1 library table, 1 wash machine, 2 floor lamps,
kitchen utensils and dishes and miscellaneous household goods of the
value of \$400.00.

SECOND—All the wearing apparel of said decedent. 2 overcoats, jackets & overalls and
suit of the value of \$50.00

THIRD—Other personal property of said decedent of the description and appraised value following, to-wit:

Cash in the sum of \$500.00.

SEAL

Dated September 28th 19 44

J. J. Hughes
Probate Judge.

0066 2179

No. 13,303

IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

Order Setting Apart Homestead
and Personal Property

Filed the 28th day of
September, A. D., 19 44

Recorded in Book 80 of Orders,

page 223

Frank Leroy
Clerk ~~of~~ of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

Order Appointing Appraisers

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

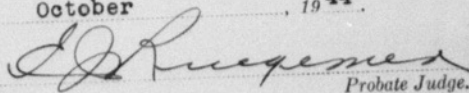
It is ordered that Jerry Lieser and

Ben Osendorf

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

Dated this 7th day of October, 1944.

(PROBATE COURT SEAL)


Probate Judge.

0066 2181

No. 13,303

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent

Order Appointing Appraisers

Filed October 7th, 1944

Frank Henry
Probate ~~Clerk~~ Clerk.

28129900

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No.

In the Matter of the Estate of

Joseph Spelárich, Sr.

Decedent.

INVENTORY AND APPRAISAL

Date of Death June 12, 1944

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

ss.

I, Jerry Lieser, and

Ben Ostendorf,

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

Joseph Spelárich, Sr.

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

Subscribed and sworn to before me this 7th day of October, 1944.

Notary Public, Stearns County, Minn.

My commission expires 22, 1947.

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of ~~Stearns~~ 2 lots in area described as follows, to-wit:

Lots 6 and 7 in Riem's Addition to the Village of Elrosa, Minn.

Specify Encumbrances and Respective Amounts

Net Value Over Encumbrances

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

NONE

\$100.00

FORWARDED

0066 2183

[illegible]

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
One note and mortgage from John Spelárich for	\$	1300.00	\$
One note and mortgage from Frank Spelárich	-	1300.00	
Total Value of Mortgages, Bonds, Notes, etc.		\$2600.00	\$

CLASS IV—All other Personal Property:

CLASS IV—All other Personal Property.	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)		
Collected for household goods sold	\$ 311.79	\$
Collected from Frank on his note	200.00	
" " " "	30.00	
" " John Speldrich "	100.00	
Knives & forks sold	5.00	
3 mo. rent @ \$15	45.00	
Sale of stove	8.00	
From R.E.A.	7.00	
	395.00	
Total Value of All Other Personal Property		\$ 706.79

SUMMARY

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$21.60 -
The total value of all the personal property of decedent, as valued by the appraisers herein, is \$3306.79
The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$

Respectfully submitted, *Joseph H. Spelchick, Jr.*

by the appraisers herein, is - - \$
Joseph Spulchick Jr
Representative

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

0066 2184

VERIFICATION

State of Minnesota, } ss. Joseph Speldrich, Jr.
 County of Stearns

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 2nd day of October A. D. 19 44

Notary Public, Stearns County, Minn.

My commission expires Dec. 5, 19 48

Joseph Speldrich Jr

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }
 County of Stearns
 Probate Court of Stearns County, Minnesota, to appraise the estate of Joseph Speldrich, Sr.

We, the undersigned appraisers, duly appointed by the 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 October, A. D. 19 44

Jerry Lissner
 Ben Orondez

Appraisers.

File No. 13.303

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Joseph Speldrich, Sr.

Decedent.

Inventory and Appraisal

Total Personal - \$3306.29
 Total Real Estate - \$2100
 Total Appraisal - \$5406.29

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

day of , 19

Deputy-Treasurer of
 County, Minnesota.

Filed this 14th day of

October, A. D. 19 44

Frank H. Hays
 Probate Judge Clerk

Attorney.

No. 3887*

State of Minnesota,
County of Stearns } 88.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 22nd day of December, 1944, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by attorneys, Ahles & Ahles, and no one appeared in opposition. Upon the request of said attorneys, this matter was held open indefinitely until the date of this order.

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court for said hearing, dated the 29th day of November, 1944, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

RECEIPTS

Personal estate as described in the inventory	-	-	-	-	\$	3306.79
Personal estate omitted from the inventory	-	-	-	-	\$	70.00
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	-	-	-	-	\$	3376.79

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	-	-	-	-	-	\$	
Maintenance of family of decedent and selection	-	-	-	-	-	\$	1045.00
Expenses of administration	-	-	-	-	-	\$	133.20
Expenses of last sickness	-	-	-	-	-	\$	
Funeral expenses paid by representative and receipts filed	-	-	-	-	-	\$	
Taxes	-	-	-	-	-	\$	
Claims of creditors of decedent	-	-	-	-	-	\$	
Legacies	-	-	-	-	-	\$	
						\$	
						\$	
Residue on hand for distribution	-	-	-	-	-	\$	2198.59
Total credits	-	-	-	-	-	\$	3376.79

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

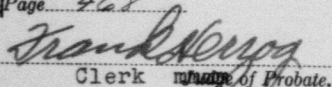
Order Allowing Final Account

Filed this 5th day of

April, 1946, and

recorded in Book 88 of Orders

at Page 468


 Clerk of Probate.

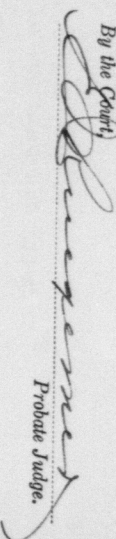
Third—That all taxes, including personal property taxes, assessed against said estate, have been paid so far as there were funds of said estate to pay the same.

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

Dated April 5th

1946.

By the Court,


 Probate Judge.

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

File No. 13,303

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 22nd day of December, 1944, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by attorney, S. Ahles & Ahles, and no one appeared in opposition thereto.

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

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

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

and that said representative has filed his final account herein which has been settled and allowed by the Court. That all inheritance taxes determined by the Court to be due the State of Minnesota have been paid. That the making of this final Decree was delayed at the request of the attorneys for the representative until the date of this decree.

THIRD—That said decedent died testate on the 12th day of June, 1944, and at the time of his death decedent was a resident of the County of Stearns and State of Minnesota.

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

(A) Personal property of the value of \$ 2198.59 comprising of the following items:

Cash.

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

Lots Six (6) and Seven (7) in Rien's Addition to the
 Village of Elrosa, 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.

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

None.

FIFTH—That the following named persons are the residuary devisees and legatees under the Last Will and Testament

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

Theresia Speldrich, surviving spouse, and Joseph Speldrich, Jr., son of said decedent.

Theresia Speldrich filed in this court her renunciation of the will and her election to take under the statute. The Will provides that Joseph Speldrich, Jr., as remainder-man beneficiary, pay the sum of \$230.00 to the Catholic Church at Elrosa, Minnesota, immediately upon the death of Theresia Speldrich, surviving spouse, for Holy Masses for the repose of the soul of said Theresia Speldrich, and said sum of \$230.00 is hereinafter impressed as a lien upon the homestead hereinbefore described.

NOW, THEREFORE, On motion of Ahles & Ahles,
attorneys for the

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

One-third (1/3) thereof to Theresia Speldrich and two-thirds (2/3) to Joseph Speldrich, Jr., absolutely.

And that the title to the above described real estate

has passed to and is hereby assigned to and vested in the above named persons in the following proportions and estates, to-wit:

All thereof to Theresia Speldrich for and during the term of her natural life, and after her death to Joseph Speldrich, Jr., subject, however, to a lien of \$230.00 for Holy Masses as hereinbefore set out.

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

Dated at St. Cloud, Minnesota, this 5th day of April, 19 46

PROBATE
COURT
SEAL

[Signature]
Probate Judge.

State of Minnesota,

County of _____ ss.

PROBATE COURT

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

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

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

_____ of the Probate Court.

File No. 13, 303

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.

Decedent.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of _____

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

and was duly recorded in Book _____ of _____, page _____

Register of Deeds.

By _____ Deputy.

Transfer entered this _____

day of _____, 19 _____

County Auditor.

By _____ Deputy.

Filed this 5th day of April, 19 46

, and recorded in Book 93

of _____, page 17

[Signature]
Probate Judge.

STATE OF MINNESOTA
COUNTY OF STEARNS

IN PROBATE COURT

* * * * *
IN THE MATTER OF THE ESTATE OF
JOSEPH SPELDRICH SR. DECEASED

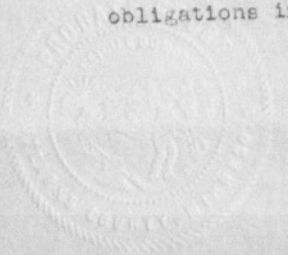
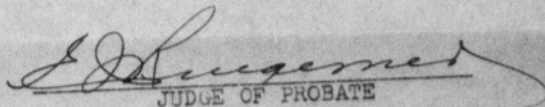
* * * * *
O R D E R
* * * * *

Upon reading the hereto attached petition of the representative of the above entitled estate, asking the court to release the bond of said representative and the Western Surety Company of Sioux Falls, South Dakota as sureties on his bond, and the court being fully advised in the premises,

IT IS HEREBY ORDERED that the bond of Joseph Speldrich, Jr., representative of the above entitled estate with the Western Surety Company as sureties on said bond, which bond was given in the sum of \$3000.00, is hereby released and the sureties on said bond are discharged.

IT IS FURTHER ORDERED that in order to insure the performance of said obligations on the part of the representative and Joseph Speldrich, Jr., after the death of the surviving widow, which obligations consist of the payment of masses and funeral expenses of the decedent's widow, the said Joseph Speldrich, Jr. is not discharged as representative but that he is required to give a bond in the sum of \$500.00 with personal sureties to be approved by this court to insure the full performance of his obligations in accordance with the will.

Dated this 8th day of August, 1947.



JUDGE OF PROBATE

13,303

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
JOSEPH SPELDRICH SR. DECEASED

O R D E R

Filed This 8th Day of August
194 7, and Recorded in Book 95
on Page 98 thereof.
Frank Meyer
Clerk of Probate

STATE OF MINNESOTA
COUNTY OF STEARNS

IN PROBATE COURT

* * * * *

IN THE MATTER OF THE ESTATE
OF JOSEPH SPELDRICH SR. DECEASED

* * * * *

PETITION

* * * * *

Comes now Joseph Speldrich, Jr. representative of the above entitled estate and represents and shows to the court as follows:

I.

That he is the duly appointed and qualified executor of the estate of Joseph Speldrich, Sr., deceased. That Joseph Speldrich, Sr. died leaving a last will and testament which was presented for probate in the probate court of Stearns County, Minnesota and duly allowed and no appeal taken therefrom. That your petitioner, Joseph Speldrich, Jr., was appointed as executor of said estate and has duly qualified and is now acting representative of said estate. That said estate has been fully administered except that there are certain obligations to be performed by your petitioner, Joseph Speldrich, Jr., to-wit: The payment of masses in the sum of \$230.00 after her death and funeral expenses of the widow of the deceased after the death of said widow. That as to all other obligations the terms and provisions of said will have been fully carried out and that there remains in the hands of the representative at this time no property except a house and two lots in the Village of Elrosa, which under the will is devised to Theresia Speldrich for life and after her death to Joseph Speldrich, Jr.

II.

That your petitioner as representative of said estate has furnished a corporate surety bond upon which he is required to pay an annual premium of \$12.00 per year. That inasmuch as

there is no money in the hands of your representative and there are no other obligations except the payment of masses and funeral expenses of the widow of said deceased at the time of her death, the bond heretofore given in the sum of \$3000.00 as more than is required to insure the full performance of the obligations of said Joseph Speldrich, Jr. and representative.

WHEREFORE, Your petitioner prays for an order of this court authorizing and directing that the Western Surety Company be discharged as surety on the bond of said representative, Joseph Speldrich, Jr. and that the said Joseph Speldrich, Jr. be, and he hereby is, required to file a bond with personal sureties in the sum of \$500.00.

Dated August 8, 1947.

Joseph Speldrich Jr.

STATE OF MINNESOTA

ss

County of Stearns

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

Subscribed and sworn to before

me this 8th day of Aug. 1947

Peter Angles (Peter Angles)
Notary Public Stearns County, Minn.

My commission expires Dec. 5, 1948.

Joseph Speldrich Jr.

13.303

OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
JOSEPH SPELDRICH SR. DECEASED

P E T I T I O N

FILED THIS 8th DAY
OF August A.D. 19 47
Frank H. Sog
Clerk of Probate

0066 2196

State of Minnesota, }
County of STEARNS } ss.

IN PROBATE COURT.

In the Matter of the Estate of }
Joseph Speldrich, Sr. Dec. }

BOND

Know All Men by these Presents, That we Joseph Speldrich, Jr.

of Elrosa,

in the County of Stearns State of Minnesota, as principal, and

Cloudie Rieland and Ambrose Borgerding

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

Five 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 Joseph Speldrich, Jr.

, who has been appointed representative of the estate of the above named Joseph Speldrich, Sr., Dec. 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 8th day of August, A. D. 1947.

Signed, Sealed and Delivered in Presence of

Mark Bauer
Evelyn C. Roeline

Joseph Speldrich Jr. (SEAL)
Claude Rieland (SEAL)
Ambrose Borgerding (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, }
County of Stearns } ss.

Be It Known, That on this 15th day of August, A. D. 1947

personally appeared before me Joseph Speldrich, Jr.

Claude Rieland and Ambrose Borgerding

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.

Mark Bauer
Notary Public.

My Commission Expires 4/30/1954, 1947 Stearns County, Minn.

JUSTIFICATION

State of Minnesota,

County of Stearns

Claudie Rieland

of

Belgrade, Minn

and

Ambrose Borgerding

of

Belgrade, Minn

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

Claudie Rieland
Ambrose Borgerding

Subscribed and sworn to before me this 15th day of August, 1947

Wm. H. H. H. H.
 Notary Public, Stearns

County, Minnesota.

My Commission Expires 4/30/1954

APPROVAL

I do hereby approve the within Bond, this 18th day of August, A. D. 1947

(Court Seal)

E. D. H. H. H.
 Judge of Probate.

OATH

State of Minnesota,

County of Stearns

I, Joseph Speldrich, Jr.

do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative of the estate of Joseph Speldrich, Sr., Dec to the best of my ability. So help me God.

Subscribed and sworn to before me this 8th day of Aug., A. D. 1947

Peter Anles
 Notary Public.

My Commission Expires December 5 1948 Stearns County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Joseph Speldrich, Sr.
 Decedent—~~Worth~~

BOND AND OATH OF REPRESENTATIVE

Filed this 18th day of August 1947

and said Bond recorded in Book 2 of Bonds, page 235 of Probate Records.

Marion H. H.
 Clerk—Judge of Probate.

STATE OF MINNESOTA }
COUNTY OF STEARNS } ss.

IN PROBATE COURT

In the Matter of the Estate of }
Joseph Speldrich, Sr., Decedent }

ORDER DISCHARGING
EXECUTOR

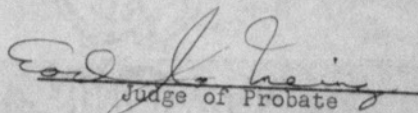
WHEREAS, It has been made to appear to the satisfaction of this Court that Joseph Speldrich, Jr. as executor of the above named estate has fully complied with all the terms and conditions of the final decree of distribution of said estate duly made and filed in this Court and has paid over to the distributees named in said final decree all moneys, funds and property to them awarded by said final decree, and has fully complied with all other orders and decrees of this Court relating to said estate, and has in all things well, faithfully and fully administered said estate as such executor;

The said Joseph Speldrich, Jr., as an individual, has furthermore filed in this Court a receipt for the payment of Two Hundred Thirty Dollars (\$230.00) for Masses as required by the final decree in this estate, and thereby satisfied the lien impressed on the lands assigned to him by said final decree.

IT IS THEREFORE ORDERED AND DECREED, That said Joseph Speldrich, Jr., executor of said estate and the sureties on his bond, be, and they hereby are, forever discharged and released from all further duties and liabilities in the matter of said estate and of said trust, and that the lien impressed on the lands assigned by the final decree herein may be discharged.

Dated at St. Cloud, Minnesota, this 5th day of August, 1953.

By the Court:


Judge of Probate

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT

In the Matter of the Estate
of Joseph Speldrich, Sr.,
Decedent

ORDER DISCHARGING EXECUTOR

Filed this 5th day of Aug-
ust, 1953, and recorded in
Book 108 on Page 343.

Frank Hugo
Clerk of Probate

002279900

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of

George W. Heim

Decedent.

Petition for Allowance and Probate of Will

To the Probate Court in and for said County:

Your petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of the Township of Le Sauk in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: as one of the legatees named in the will of the decedent.

SECOND—That said decedent was born in the Country of United States (State of Ohio) and died at Township of Le Sauk County of Stearns, State of Minnesota, on the 9th day of June, 1944, aged 37 years and at the time of his death was a native of The State of Ohio, U.S.A. and a citizen of the Country of United States and a resident of Township of Le Sauk in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

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

- | | | | |
|---------------------|----------------|------------------------|------------------|
| 1. Household goods, | \$ 50.00 | 2. Wearing apparel, | \$ None of value |
| 3. Stock, | \$ None | 4. Notes, bonds, etc., | \$ None |
| 5. Miscellaneous, | \$ 300.00 Cash | | |

That said estate also included real estate of the estimated worth and probable value of \$ 3000.00 situated in the Township of Le Sauk in said County of Stearns State of Minnesota, to-wit:

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

A. City Property

(or)

(Give Area)

\$

B. Rural Property Three and one half acres

(Give Area)

\$ 3000.00

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 debts of decedent is \$ 1400.00, consisting of

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

[illegible]

SEVENTH—That August W. Heim _____, whose Post Office address is
R.F.D. 2, St. Cloud, Minnesota _____ is _____
but, who has filed herein his waiver of appointment, and request that your petitioner, _____
thereof _____
Mary Heim, who is a suitable and competent person, be appointed in his stead.
WHEREFORE I, _____

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Mary Heim, your petitioner, be appointed ~~Administrator~~ ^{Administrator C.T.A.} and that, upon due qualification as provided by law, letters ~~testamentary~~ ^{of administration C.T.A.} be issued to the said Mary Heim, who is a suitable and competent person, to be appointed in his stead.

Dated June 20th 1944

Mary Heim

Petitioner.

State of Minnesota.

County of Stearns

} ss.

Mary Heim

being duly sworn, on oath says that she is the petitioner named in the foregoing petition; that the said petition is true of her own knowledge except as to the matters therein stated on information and belief, and as to those matters she believes it to be true.

Mary Heim

Subscribed and sworn to before me this 20th

day of June 19 44

Notary Public William A. Boerger Stearns

Notary Public _____ Stearns _____ County, Minnesota.

My Commission expires March 21, 1948.

State of Minnesota,

County of Stearns.

IN PROBATE COURT

Petition for Allowance and Probate of Will

In the Matter of the Estate of

George W. Heim
Decedent.

Selection of Newspaper

To the Judge of said Court:

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

St. Cloud Times
(Here insert name of newspaper)

(Here insert name of newspaper)

William A. Townsend

(Sign your name here)

Filed this 20th day of _____

June, 1944

Frank Kervoy

Probate ~~Judge~~ Clerk.

No. 24900

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF GEORGE W. HEIM, DECEDENT.

AFFIDAVIT OF MAILING NOTICE OF ORDER FOR HEARING.

STATE OF MINNESOTA
COUNTY OF STEARNS

ORDER FOR HEARING ON PETITION
FOR PROBATE OF WILL, LIMIT-
ING TIME TO FILE CLAIMS
AND FOR HEARING

STATE OF MINNESOTA, County of
Stearns--ss. In Probate Court, File
No. 13304.
IN RE ESTATE OF George W. Heim,
Decedent.
Mary Heim having filed a petition
for the probate of the Will of said de-
cedent and for the appointment of
Mary Heim as Administratrix with the
Will Annexed, which Will is on file in
this Court and open to inspection;
IT IS ORDERED, That the hearing
thereof be had on Friday, the 14th day
of July, 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 objec-
tions to the allowance of said Will, if
any, be filed before said time of hear-
ing; 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 27th, 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 Daily
Times, a legal newspaper, and by
mailed notice as provided by law.
Dated June 30th, 1944.
(Probate Court Seal)

E. J. RUEGEMER
Probate Judge.

William A. Boerger, Esq.
Attorney for Petitioner
St. Cloud, Minnesota.

Pub. June 22, 29, July 6, 1944.

John A. Heim, R.F.D. 2, St. Cloud, Minnesota;
August W. Heim, R.F.D. 2, St. Cloud, Minnesota;
Louis J. Heim, 5045 Navarro Str. Los Angeles, California;
Mrs. Catherine Schantzen, R.F.D. 2, Box 321-A Anaheim, California.

William A. Boerger, being first duly sworn,
upon oath deposes and says that, on the 27th
day of June, 1944, at the City of St. Cloud,
State and County aforesaid, he mailed two true
and correct copies of the attached notice in
the above entitled matter to THE STATE COM-
MISSIONER OF TAXATION, at his office in the city
of St. Paul, Minnesota, and one copy to each of
the heirs-at-law and heirs and legatees named
in the will of the decedent, at their last known
address, after due diligence in ascertaining the
correctness of said addresses, and enclosing the
same in a sealed envelope with sufficient postage
affixed and depositing the same in the U.S. Mails
at the City of St. Cloud, Minnesota, addressed to
the following named persons, to-wit:

Sworn to and subscribed before
me this 28th day of June, 1944.

Margaret Kurkowski
MARGARET KURKOWSKI
Deputy Registrar of Deeds
STEARNS COUNTY, MINN.

William A. Boerger

File No. 13,304

STATE OF MINNESOTA
COUNTY OF STEARNS ss

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
GEORGE W. HEIM, DECEASED.

AFFIDAVIT OF MAILING NOTICE OF
ORDER FOR HEARING.

(Probate of Will)

FILED THIS 28th DAY
OF June A.D. 1944
Frank Herzog
Clerk of Probate

0067 2204

STATE OF MINNESOTA, / ss
COUNTY OF STEARNS }

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

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

..... hereinafter described, said newspaper was printed and published in the City of St. Cloud, in the County of Stearns, State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper has been printed in the English language from its known office of publication within the City of St. Cloud from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued daily except Sundays and holidays from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to have 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 location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

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

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for 3 successive weeks; that it was first so published on **Thursday** the 22nd day of **June**, 1944; and thereafter on **Thursday** of each week to and including the 6th day of **July**, 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 Schlipf

Subscribed and sworn to before me 6th day of **July**, 1944

Notary Public
Notary public Stearns County, Minnesota.

My Commission expires **Oct. 1**, 1944

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

STATE OF MINNESOTA, County of Stearns—ss. In Probate Court, File No. 13,304.

IN RE ESTATE OF George W. Helm, Decedent.

Mary Helm having filed a petition for the probate of the Will of said decedent and for the appointment of Mary Helm as Administratrix with the Will Annexed, which Will is on file in this Court and open to inspection:

IT IS ORDERED, That the hearing thereof be had on Friday, the 14th day of July, 1944, at nine o'clock A. M., before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that objections to the allowance of said Will, if any, be filed before said time of hearing; that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and that the claims so filed be heard on Friday, October 27th, 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 Daily Times, a legal newspaper, and by mailed notice as provided by law.

Dated June 20th, 1944.
(Probate Court Seal)

E. J. RUEGEMER
Probate Judge.

William A. Boerger, Esq.
Attorney for Petitioner
St. Cloud, Minnesota.

Pub. June 22, 23, July 6, 1944.

0067 2285

13,304

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

Of Order for Hearing on
Petition for Probate of
Will

Geo. W. Heim

Dec'd

FILED THIS 8th DAY
OF July A.D. 1944

Mark Perryog
Clerk of Probate

State of Minnesota,
County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

George W. Heim

Decedent

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

The above entitled matter came on to be heard, on the 14th day of July, 1944
upon the petition of Mary Heim
for the allowance of an instrument filed therewith purporting to be the last will and testament of the above named decedent
and for the appointment of Mary Heim
as Administratrix with the Will Annexed,

and the Court having duly heard the same and all the evidence produced in support thereof, and having duly considered the
same; finds as follows:

FIRST—That the citation of this Court, dated the 20th day of June, 1944, has been duly served and published as required by law.

SECOND—That said decedent died on the 9th day of June, 1944
and at the time of his death was a resident of Township of Le Sauk
in the County of Stearns, State of Minnesota
and left estate in the County of Stearns, State of Minnesota.

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

and was duly sworn and examined, and his
testimony reduced to writing, subscribed by him and filed herein.

FOURTH—That said instrument presented for probate as aforesaid, was duly executed by said decedent as his last
will and testament, according to law; and that said decedent, at the time he executed the said instrument, was of sound mind
and free from undue influence, of lawful age, and under no restraint.

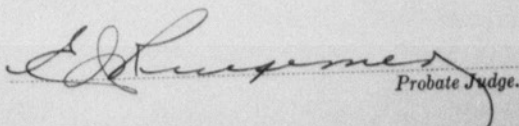
FIFTH—That August W. Heim who
was appointed in and by said will to be the executor thereof has filed his written waiver
of appointment and his request for the appointment of Mary Heim in
his stead,

and that said person is competent to be appointed administratrix with the Will
Annexed thereof.

It Is Therefore Ordered, Adjudged and Determined, That said instrument, presented and proved as afore-
said, be, and the same hereby is, established, allowed, and admitted to probate, as the last will and testament of the above
named decedent; and that Mary Heim
be, and she hereby is appointed Administratrix
of said estate with the will annexed
thereof; and that upon the filing in this Court of the oath prescribed by law and her
bond in the sum of Two Thousand and no/100 -- (\$2,000.) --- DOLLARS,
with sufficient sureties, conditioned according to law, and the approval thereof by the Judge of this Court letters
of Administration with Will Annexed

be to her issued.

Dated July 14th, 1944


Probate Judge.

State of Minnesota, }
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Helm

Decedent.

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

Filed this 14th day of
July 1944, and recorded
in Book "65" of Orders, Page 447

Frank Neeson
Clerk ~~Judge~~ of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

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

George W. Heim

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns } ss.

William A. Boerger

, being

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the subscribing witnesses to the instrument now shown herewith, bearing date the 24th day of May A. D. 1944, and purporting to be the Last Will and Testament of

George W. Heim

of the County

of Stearns and State of Minnesota now here presented for probate; that this affiant, William A. Boerger knew

and was well acquainted with the said Decedent, in his lifetime and at the time of his death, that on the day and date of said instrument, to-wit, the 24th day of May A. D. 1944, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared by the said decedent, to be his Last Will and Testament in the presence of deponent and of

Valeria Heim

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

Valeria Heim

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

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

And further deponent saith not.

Subscribed and sworn to before me this

14 day of July A. D. 1944

J. J. McGuire
Judge of Probate.

William A. Boerger

No.

13304

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

George W. Heim

Decedent.

TESTIMONY OF

William A. Boerger

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

14th

day of

July 1944

Frank Meszog

Clerk—Judge of Probate.

No. 3545*

0067 2218

I, George W. Heim of Le Saint Township
in the County of Stearns and State of Minnesota

being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to be my Last Will and Testament.

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


Second, after the payment of such funeral expenses and debts, I give, devise and bequeath:
to my children John P. Heim, Anna Ciznerki, August Heim and Catherine Schandgen each the sum of
Five Dollars. (\$5.00)

All the rest, residue and remainder of my property, of every kind and description, and wherever the same may be situated, I give, devise and bequeath to my son Louis Heim and my daughter Mary Heim share and share alike, in fee simple forever.

Lastly, I make, constitute and appoint my son August H. Heim

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal the
24th day of May in the year of our Lord one thousand
 nine hundred and

George H. Heim 

THIS INSTRUMENT was, on the day of the date thereof, signed, published and declared by the said
 Testator George H. Heim to be his Last Will and Testament
 in our presence, who, at his request, have subscribed our names thereto as witnesses in
 his presence and in the presence of each other.

William A. Baerger residing at St. Cloud, Minn.

Valeria Heim residing at St. Cloud, Minn.

Last Will and Testament

OF

George H. Heim

Dated 24th 19 1900

State of Minnesota,

COUNTY OF Stearns

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF George W. Helm DECEDENT

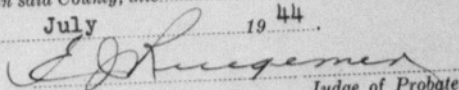
BE IT REMEMBERED, That on the day of the date hereof at a Special Term
of said Probate Court, pursuant to the notice duly given, the last will and testament ofGeorge W. Helm Decedent, late of said County of Stearns
bearing date the 24th day of May 19 44, and being the annexedwritten instrument, was duly proved before the Probate Court, in and for the County of Stearns
aforesaid; and was duly allowed and admitted to probate by said Court according to law; as and for the last Will
and Testament of said George W. Helm

deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

IN TESTIMONY WHEREOF, The Judge of the Probate Court
of said County has hereunto set his hand and affixed
the seal of said Court at St. Cloud, Minnesota
in said County, this 14th day of

July

19 44


Judge of Probate.COURT
SEAL

0067 2213

13,304

State of Minnesota, }
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim
Decedent.

Certificate of Probate of Will

Filed this 14th day of
July 1944, and recorded,

together with the will attached in Book

K of Records of Wills, Page 557.

Frank Henry
Clerk ~~xxxx~~ of Probate.

0067 2214

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of—

George W. Helm,

Decedent.

Letters of Administration with
Will Annexed

To Mary Helm

GREETING:

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

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

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

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

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

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

Witness, The Judge of this Court, and the seal thereof, this 15th day of

July 1944.

[Signature]
Probate Judge.



State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

George W. Helm,

Letters of Administration
with Will Annexed

(LONG FORM)

Filed this 15th day of

July, 19 44, and Recorded

in Book " 54 " of Letters, Page 127.

Clerk—*Frank S. Sargent*
of Probate Court.

No. 3551*

State of Minnesota,
County of } ss.

IN PROBATE COURT

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

WITNESS, my hand and seal of said Court, at

day of _____

, A. D. 19 _____

this

Probate Judge.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

George W. Heim }

BOND

Know All Men by these Presents, That we Mary Heim

of the Township of Le Sauk

in the County of Stearns

State of Minnesota, as principal, and

Valeria A. Heim and Hildegard R. Heim

of said County and State,

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

Judge of Probate of the County of Stearns

, Minnesota, in the sum of

Two Thousand (\$2000.00)

DOLLARS,

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

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

, who has been appointed representative of the

estate of the above named George W. Heim

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 15th day of July, A. D. 1944

Signed, Sealed and Delivered in Presence of

William A. Boerger
Lorraine M. Theisen

Mary Heim (SEAL)
Valeria A. Heim (SEAL)
Hildegard R. Heim (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, }
County of Stearns } ss.

Be It Known, That on this 15th day of July, A. D. 1944
personally appeared before me Mary Heim, Valeria Heim and Hildegard R. Heim

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.

William A. Boerger
Notary Public.

My Commission Expires March 21, 1948 Stearns County, Minn.

JUSTIFICATION

State of Minnesota,

County of Stearns

} ss.

Valeria A. Heim

of Le Sauk Twp., St. Cloud R. 2, Minn

and Hildegard R. Heim

of Le Sauk Twp., St. Cloud R. 2, Minn

being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 2000.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Valeria A. Heim

Hildegard R. Heim

Subscribed and sworn to before me this 15th day of July, 1944.

William A. Boerger
Notary Public,
Stearns

County, Minnesota.

My Commission Expires March 21, 1948

APPROVAL

I do hereby approve the within Bond, this 15th day of July, A. D. 1944

(Court Seal)

Judge of Probate.

OATH

State of Minnesota,

County of Stearns

} ss.

I, Mary Heim

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

Subscribed and sworn to before me this 15th day of July, A. D. 1944

William A. Boerger
Notary Public.

My Commission Expires March 21, 1948 Stearns County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim
Decedent - Ward.BOND AND OATH OF
REPRESENTATIVE

Filed this 15th day of

July 1944

and said Bond recorded in Book 1

of Bonds, page 286 of Probate
Records.

Frank Heeger
Clerk - Judge of Probate.

No. 3591

13304

State of Minnesota,

County of Stearns

PROBATE COURT

Special Term, Nov 24th 1944

IN THE MATTER OF THE ESTATE OF

Geo. H. Heim

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 Geo. H. Heim 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	Month	Day	Year
1	9	22	44	Mary M. Heim	Deceased	20000000000000			11	24	44
TOTAL											

0067 2219

OFFSETS

When Allowed or
Disallowed

FINAL BALANCE

REMARKS

NATURE OF OFFSET

Amount of
Offset

Amount
Allowed

Amount
Disallowed

Month

Day

Year

200000

No. 13,304

State of Minnesota,
County of Stearns

PROBATE COURT

In the Matter of the Estate of

Geo. W. Heim
Deceased

ORDER ON CLAIMS

Filed this 24th day of
November, 1924

Frank Herzog
Clerk Judge of Probate

By Deputy

Recorded in Book 6 of Claims

Page 100

3677 MILLER-DAVIS COMPANY, MINNEAPOLIS

TOTAL

By the Court

Ed. Ruessner
Judge of Probate.

00672220

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim

Decedent.

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

It is ordered that Ray H. Bruning

and

Edward A. Kruchten

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

Dated this 29th day of June, 1945.

E. J. Hageman
Probate Judge.

(PROBATE COURT SEAL)

0067 2221

No. 13,304

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim

Decedent.

Order Appointing Appraisers

Filed June 29th, 1945

Frank H. Hargis
Probate ~~Judge~~ Clerk.

No. 867914*

2222 1900

State of Minnesota.

IN PROBATE COURT

County of Stearns

File No.

In the Matter of the Estate of

INVENTORY AND APPRAISAL

George W. Helm

- Decedent.

Date of Death June 9th, 1944

OATH OF APPRAISERS

State of Minnesota.

ss.

County of Stearns

I, Ray H. Bruning, and

Edward A. Kruchten

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

George W. Helm

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

Subscribed and sworn to before me this 29th

day of June, 1945

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

My commission expires March 21, 1946

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of 3.40 acres in area described as follows, to-wit:	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(give acreage)		

A tract of land lying in and being a part of Government Lots One (1) and 2 of Section Thirty-five (35), Township One Hundred Twenty-five (125) North of Range Twenty-eight (28) West, Stearns County, Minnesota, to-wit:

Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots" situate near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35), Township One Hundred Twenty-five (125) North, Range Twenty-eight (28) West; said southwesterly corner of said Lot One (1) being a point on the northerly ~~side~~ Right of Way Line of the St. Cloud-Brockway Road as now ~~here~~ established and travelled, said point being marked by a granite stone; thence in a northwesterly direction along the said northerly and easterly right of way line of the said St. Cloud-Brockway road to an intersection with the southerly bank of the Sauk River immediately westerly of the point where said Sauk River empties into the Mississippi River; thence in an easterly and southeasterly direction along the southerly shore line of said Sauk River and the westerly shore line of the said Mississippi River to the northwesterly corner of said Lot One (1) of said "Whitney's River Lots", said last point being marked by an iron pipe; thence in a southwesterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots", for a distance of three hundred fifty-five and eight-tenths (355.80) feet to the southwesterly corner of said Lot One (1) of said "Whitney's River Lots", the point of beginning, and there terminating, said tract containing 3.40 acres more or less.

Appraised at 2500 \$2500.00

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Brought Forward		\$
Total Net Value of Real Estate		\$ 2500.00
Class II—Furniture and Household Goods:		
Chairs, tables, beds, bedding, stoves, rugs,	\$	\$
kitchen and table ware kitchen and table ware and utensils, etc.	\$ 50.00	\$ 50.00
Total Value of Furniture and Household Goods		\$
CLASS III—Wearing Apparel	\$	\$
None of value		
Total Value of Wearing Apparel		\$
CLASS IV—Corporation Stock	\$	\$
None		
Total Value of Stock		\$

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

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)

Interest to Date
of Death

Principal

Appraised Value
of Principal
& Interest

None

Total Value of Mortgages, Bonds, Notes, etc.

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

S

§

800.00

Cash money

Total Value of All Other Personal Property

5

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$ 2500.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 850.00

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$ 3350.00

Respectfully submitted,

Mary M Heim

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

ss.

Mary M. Heim

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

Subscribed and sworn to before me this 29th

day of June, A. D. 1945

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

Mary M. Heim
 Representative

My commission expires March 21, 1945

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

George W. Heim

, 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 29th day of June, A. D. 1945

Ray K. Brumby
Edward A. Gruentew
 Appraisers.

File No. 13,304

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

George W. Heim

Decedent.

Inventory and Appraisal

Total Personal	- \$ 550.00
Total Real Estate	- \$ 2500.00
Total Appraisal	- \$ 3350.00

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

Deputy-Treasurer of
 County, Minnesota.

Filed this 29th day of

June, A. D. 1945

Frank DeLong
 Probate Clerk

Attorney.

and Two (2)

A tract of land lying in and being a part of Government Lots One (1), of Section Thirty-five (35), Township One Hundred Twenty-five (125) North of Range Twenty-eight (28) West, Stearns County, Minnesota, to-wit:

Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots" situate near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35), Township One Hundred Twenty-five (125) North, Range Twenty-eight (28) West; said southwesterly corner of said Lot One (1) being a point on the northerly ~~side~~ Right of Way Line of the St. Cloud-Brockway Road as now ~~formed~~ established and travelled, said point being marked by a granite stone; thence in a northwesterly direction along the said northerly and easterly right of way line of the said St. Cloud-Brockway road to an intersection with the southerly bank of the Sauk River immediately westerly of the point where said Sauk River empties into the Mississippi River; thence in an easterly and southeasterly direction along the southerly shore line of said Sauk River and the westerly shore line of the said Mississippi River to the northwesterly corner of said Lot One (1) of said "Whitney's River Lots", said last point being marked by an iron pipe); thence in a southeasterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots", for a distance of three hundred fifty-five and eight-tenths (355.80) feet to the southwesterly corner of said Lot One (1) of said "Whitney's River Lots", the point of beginning, and there terminating, said tract containing 3.40 acres more or less.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim

Married	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..... a per-
sonal bond..... in the penal sum of \$..... 2000.00.....
3. That there remains in his hands undisposed of personal property of the estimated value of \$..... 400.00.....
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:

[illegible]

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

Value as Fixed
by Appraisers

(a) The homestead of decedent, being in the County of Stearns
State of Minnesota, described as follows, to-wit:

\$ 2500.00

0067 2228

Los Angeles

5-20-45

Dear Sister Mary
Your welcome letter of May 2th was received.
I note in your letter that you was not
so well after you met with an accident.
Sorry to hear this all happened to you, hope
you are getting over the after effects. I know.
So you are wearing eye glasses that's what
I also will have to soon my eyes
are also getting weaker. Well that proves
that we are not kids any more like
30 years ago when I would snap a piece
of hot chocolate foster cake and was it
good. The weather here is still cool except
a few hot days last week. Glad to
hear the folks are all well at St Cloud.
We are all about the same at last the
war come to an end in Europe hope
this it will soon end on the Pacific.
I was wondering what you would like to do
with the house. Don't wait on me or sell
the house on account of me. A year ago
when Jewell and my self were home I felt
that your folks were making a mistake selling
the house to Mr & Mrs Black that cheap.
I believe you are lucky they did no go ahead

II

with the sale. after this war we
are not sure what our money will be
worth at least you will have the house
I would like to see Brother John & Family
take the house over it would make a
ideal home for a large Family like his.
for August it seems to unkhond to his
place of business at St Joseph and besides
his Family is not in need of a large
house. may you do what you
like best for your self and your
future. after all the years you have
given to our Parents care as far as
I am concern the house is yours
to do what you like for your own
future. So go ahead and get the
ball a rolling no need of letting it
ride. I feel that I have no say so
any how so I will leave it up
to you to let your consions
be your guide will close
hope to hear from you soon
as ever I am Brother Louis
& Family

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 expenses of administration, funeral expenses of last illness, taxes, debts, and legacies.
- (b) That it would be for the benefit of said estate and all persons interested in said real property to sell the same. The residuary and specific legatees want to have their money, and the former wish to have their respective shares determined.

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
Miss Mary M. Heim	805 Second Ave. So., Minneapolis, Minn.
Mrs. Anna Ciszkeske	2223--Third Str. Superior, Wisconsin,
John A. Heim	R.F.D. 2, St. Cloud, Minnesota;
August W. Heim	R.F.D. 2, St. Cloud, Minnesota;
Louis J. Heim	5045 Navarro Str., Los Angeles, California.
Mrs. Catherine Schantzen	R.F.D. 2, Box 321-A, Anaheim, California.

NOTE: Your petitioner, Mary M. Heim, and her brother Louis Heim, are the two sole residuary legatees under the will of the decedent. The rest of the deceased's children only receive the sum of \$5.00 each. The attached letter shows the readiness of Louis Heim to have the homestead sold.

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

Dated July 9th 1945

Mary M. Heim
Petitioner.

State of Minnesota,

County of Stearns

} ss.

Mary M. Heim

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.

Mary M. Heim

Subscribed and sworn to before me this

9th day of July 1945

William A. Berger, Notary Public.

Stearns County, Minnesota.

My Commission expires March 21, 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.

File No. 13,304

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim
WardPetition for Order to Sell,
Mortgage and Lease Land

Filed this 10th day of July 1945

1945

Franklin J. Meyer
Probate Judge Clerk.

THE FIRST PRINTING CO., ST. CLOUD, MINN. 8-1146

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT.

File No. 13,304

In the Matter of the Estate of

George W. Heim,
Decedent.

Order of License to Sell Land
At Private Sale.

The above entitled matter came on to be heard by the Court on the 3rd
day of August, 1945, upon the petition of Mary Heim
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 the 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 her attorney, William A. Boerger, Esq., and was duly examined relative to said matter by the Court and that no one appeared in opposition to said petition.

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

It is Therefore Ordered, FIRST—That the said Mary Heim as representative of said estate be, and hereby is, licensed and directed to sell said real estate herein described, in the order herein described, at private sale, to-wit: The tract of land situate and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

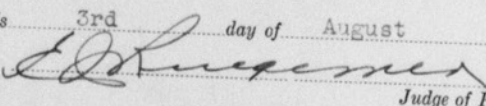
A tract of land lying in and being a part of Government Lots One (1) and Two (2) of Section Thirty-five (35), Township One Hundred Twenty-five (125) North, of Range Twenty-eight (28) West, described as follows, to-wit: Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots" situate near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35), Township and Range aforesaid; said southwesterly corner of said Lot One (1) being a point on the northerly right of way line of the St. Cloud-Brockway Road as now established and traveled, said point being marked by a granite stone; thence in a northwesterly direction along the said northerly and easterly right of way line of the said St. Cloud-Brockway road to an intersection with the southerly bank of the Sauk River immediately westerly of the point where said Sauk River empties into the Mississippi River; thence in an easterly and southeasterly direction along the southerly shore line of said Sauk River and the westerly shore line of the said Mississippi River to the northwesterly corner of said Lot One (1) of said "Whitney's River Lots", said last point being marked by an iron pipe; thence in a southwesterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots", for a distance of three hundred fifty-five and eight-tenths (355.80) feet to the southwesterly corner of said

Lot One (1) of said "Whitney's River Lots", the point of beginning, and there terminating, said tract containing 3.40 acres, more or less.

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

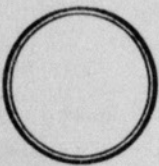
Dated at St. Cloud, Minnesota, this 3rd day of August, 1945.

 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. 13,304

State of Minnesota,
 County of Stearns ss.

PROBATE COURT

In the Matter of the Estate of
 George W. Helm

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 3rd day of August, 1945, and recorded in Book _____ of Orders, Page _____


 Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

State of Minnesota, } ss.
County of Stearns }
In the Matter of the Estate of-
George W. Heim,
Decedent.

IN PROBATE COURT

File No. 13,304

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 3rd day of August 1945, upon the report of Mary Heim

as representative
(Representative or Guardian)

in the above entitled matter of the sale by her of certain lands pursuant to the order of license of this court to her granted therefor, and her 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 additional bond.
~~took, subscribed and filed in this court the oath required by law and the said order of license, before making the sale of real estate specified in said report and hereinafter referred to; and also before making said sale, executed and filed in this court the bond required by law and said order of license, which bond was duly approved by this court.~~

THIRD—That the said 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 3rd day of August, 1945, the said representative pursuant to said order of license, did sell, at private sale, to Valeria Heim and August W. Heim, husband and wife as joint tenants and not as tenants in common for the sum of Twenty Five Hundred and no/100 (\$2500.00) 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:

A tract of land lying and being in a part of Government Lots One (1) and Two (2) of Section Thirty-five (35), Township One Hundred Twenty-five (125) North of Range Twenty-eight (28) West, described as follows, to-wit:
Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots" situate near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35), Township and Range aforesaid; said southwesterly corner of said Lot One (1) being a point on the northerly right of way line of the St. Cloud-Brockway Road as now established and traveled, said point being marked by a granite stone; thence in a northwesterly direction along the said northerly and easterly right of way line of the said St. Cloud-Brockway Road to an intersection with the southerly bank of the Sauk River immediately westerly of the point where said Sauk River empties into the Mississippi River; thence in an easterly and southeasterly direction along the southerly shore line of said Sauk River and the westerly shore line of the said Mississippi River to the northwesterly corner of said Lot One (1) of said "Whitney's River Lots", said last point being marked by an iron pipe; thence in a southwesterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots", for a distance of three hundred fifty-five and eight-tenths (355.80) feet to the southwesterly corner of said Lot One (1) of said "Whitney's River Lots", the point of beginning, and there terminating, said tract containing 3.40 acres, more or less.

To be paid for in cash upon delivery of deed.

8867 2235

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 she..... hereby is, authorized and directed to execute and deliver to said purchaser good and sufficient deed of conveyance, upon compliance by..... with the terms of said sale.

Dated at St. Cloud, Minnesota, this 3rd day of August, 1945.

Ed. R. [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. 13,304

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

George W. Helm

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 3rd day of August, 1945, and recorded in Book 90 of Orders, Page 487.

Frank [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

George W. Heim

Decedent—Ward.

Oath of Appraisers and Appraisal
of Lands Under Order for Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns } I, Ray H. Bruning and
and I, Edward A. Kuchta, Herman B. Aigner, 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
George W. Heim under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 3rd day of
August, 1945, 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

3rd day of August 1945

William A. Boerger

Notary Public.

Stearns County, Minn.

My Commission Expires March 21 1948

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
Mary M. Heim to sell certain lands belonging to the
above named George W. Heim, dated the
3rd day of August 1945, 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:

A tract of land lying in and being a part of Government Lots One (1) and Two (2) of
Section Thirty-five (35), Township One Hundred Twenty-five (125) North, Of Range Twenty-
eight (28) West, Stearns County, to-wit:

Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots", situate
near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35)
Township One Hundred Twenty-five (125) North, Range Twenty-eight (28) West; said south-
westerly corner of said Lot One (1) being a point on the northerly Right of Way line of the
St. Cloud-Brockway Road as now established and travelled, said point being marked by a granite
stone; thence in a northwesterly direction along the said northerly and easterly right of
way line of the said St. Cloud-Brockway road to an intersection with the southerly bank of
the Saul River immediately westerly of the point where the said Sauk River empties into the
Mississippi River; thence in an easterly and southeasterly direction along the southerly
shore line of said Sauk River and the westerly shore line of the said Mississippi River to
the northwesterly corner of the said Lot One (1) of said "Whitney's River Lots", said last

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point being marked by an iron pipe; thence in a southwesterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots" for a distance of three hundred fifty-five and eight-tenths ~~(355.8)~~ (355.8) feet to the southwesterly corner of said Lot One (1) of said "Whitney's River Lots", the point of beginning, and there terminating, said tract containing 3.40 acres, more or less, appraised at-----\$2500.00

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

Dated August 3rd 1945

Respectfully submitted,

Thos. B. Saignes
Appraisers.

File No. 13,304.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

George W. Heim
Decedent—Ward

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

Filed this 3rd day of
August, 1945

Frank J. Saignes
Probate Judge-Clerk.

No. 3002*

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

George W. Heim

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 3rd day of August, 1945, to sell at private sale the lands of said George W. Heim hereinafter described, as follows, to-wit:

That the original bond filed herein was held sufficient by the Court.

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 Ray H. Bruning and Edward A. Kruchten 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 3rd day of August, 1945, he, pursuant to said order for sale, sold to Valeria Heim and August W. Heim, husband and wife as joint tenants and not as tenants in common of the tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

A tract of land lying in and being a part of Government Lots One (1) and Two (2) of Section Thirty-five (35), Township One Hundred Twenty-five (125) North, of Range Twenty-eight (28) West,, Stearns County, Minnesota, to-wit:

Beginning at the southwesterly corner of Lot One (1) of "Whitney's River Lots" situate near St. Cloud, Minnesota, being a part of Government Lot Two (2), Section Thirty-five (35) Township One Hundred Twenty-five (125) North, Range Twenty-eight (28) West; said southwesterly corner of said Lot One (1) being a point on the northerly Right of Way Line of the St. Cloud-Brockway Road as now established and travelled, said point being marked by a granite stone; thence in a northwesterly direction along the said northerly and easterly right of way line of the said St. Cloud-Brockway road to an intersection with the southerly bank of the Sauk River immediately westerly of the point where said Sauk River empties into the Mississippi River; thence in an easterly and southeasterly direction along the southerly shore line of said Sauk River and the westerly shore line of the said Mississippi River to the ~~northerly~~ northwesterly corner of said Lot One (1) of said "Whitney's River Lots", said last point being marked by an iron pipe; thence in a southwesterly direction along the westerly line of said Lot One (1) of the said "Whitney's River Lots" for a distance of three hundred and fifty-five and eight-tenths (355.8) feet to the southwesterly corner of said Lot One (1) of said "Whitney's River Lots", to the point of beginning and there terminating, said tract containing 3.40 acres, more or less

for the sum of Twenty-five Hundred (\$2500.00) Dollars,

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

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

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

Dated August 3rd, 1945

Mary M. Heim
Representative and Petitioner.

State of Minnesota,

County of Stearns

ss.

Mary M. Heim

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

3rd day of August, 1945

William A. Boerger
William A. Boerger Notary Public.

Stearns County, Minn.

My commission expires March 21, 1945

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

File No. 13,304

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

George W. Heim
Decedent

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

Filed this 3rd day of August, A. D. 1945

Probate Clerk.

No. 3241

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF GEORGE W. HEIM, DECEDENT.

FINAL ACCOUNT AND PETITION FOR SETTLEMENT.

Your petitioner respectfully represents and shows to the Court:

FIRST, That she is the representative of the estate of the above named decedent;

SECOND, That as such representative she has fully administered the said estate, has paid and satisfied all claims against the said estate allowed by the Court, and has in all things complied with the orders of this Court in said matter and with the law relating thereto.

THIRD, That she herewith renders her final account of her said administration which is as follows, to-wit:

RECEIPTS

Personal property described in the inventory-----	\$ 850.00
Cash received from sale of real estate-----	2500.00
Cash received from interest-----	5.02
Total receipts-----	\$ 3355.02

DISBURSEMENTS

Expenses of administration:

Cash paid to appraisers for services-----	\$ 2.00 R
Expenses of the Representative:	
Abstract-----	\$70.00 R
Revenue stamp-----	2.75 R
Sale Papers, Prob.-----	3.00 R
Letters, test.-----	1.00 R
Record, sale papers-----	6.00 R
Death Certificate-----	.50 R
Total-----	\$83.25
Publication of orders-----	21.60 R
Fees of attorney-----	85.00 R
Total expenses of administration-----	\$ 191.85

Expenses of Last Sickness:

Cash paid for medical services-----	\$ 84.00 R
Cash paid for hospital and nursing-----	152.25 R
Total expenses of last sickness-----	\$ 236.25

Funeral expenses for both George W Heim and his wife, who preseded him in death only a short time and for whose funeral his estate is responsible:

Cash paid undertaker for Mrs. Heim-----	\$ 42.00 R
Cash paid undertaker for George Heim-----	45.00 R
Funeral services for Mrs. Heim-----	25.00 R
Funeral services for George Heim-----	25.00 R
Grave, George Heim-----	5.00 R
Grave, Mrs. Heim-----	5.00 R
Masses, both-----	8.00 R
Masses, both-----	5.00 R
Total funeral expenses-----	\$1027.00

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Claims paid:

Claim of Mary Heim (insufficient)-----\$1856.92 R

Your petitioner, being the claimant here, waives the shortage of \$143.08 and accepts the above sum as payment in full. The amount of the claim was \$2000.00.

Legacies:

Anna Cizeske-----	\$ 5.00 R
John A. Heim-----	5.00 R
August Heim-----	5.00 R
Catherine Schantzen-----	5.00
Total claims paid-----	\$ 20.00

RECAPITULATION

Total Receipts, all sources-----\$3355.02

Disbursements:

Expenses of administration-----	\$ 191.85
Expenses of last sickness-----	236.25
Total funeral expenses, Mrs. Heim and George W. Heim-----	1027.00
Specific Legacies-----	20.00
Claims-----	(deficit) 1856.92
Totals-----	\$3355.02 \$3355.02

Amount for distribution-----NONE.

There is neither any unsold real estate nor any personal property for distribution.

Fifth, That the said decedent died testate on the 9th day of June, 1945, leaving him surviving the following named sons and daughters: Mary Heim, Anna Cizeske, John A. Heim, August W. Heim, Louis J. Heim and Mrs. Catherine Schantzen, who would be entitled to the residue if there were any.

WHEREFORE Your petitioner prays the order of this Court fixing a time and place for the hearing of this petition and an examination of her final account, and the settlement and allowance of the same; and that upon said hearing the Court issue its final decree in conformity with this final account.

STATE OF MINNESOTA
COUNTY OF STEARNS sss

Mary M. Heim, being first duly sworn, upon oath says that she is the person who makes the foregoing petition; that she 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.

Sworn to and subscribed before
me this 26th day of September, 1945.

William A. Boerger
William A. Boerger,
Notary Public, Stearns County, Minn.;
My Commission expires March 21, 1948

(Seal)

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File No., 13,304

STATE OF MINNESOTA ss
COUNTY OF STEARNS ss

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
GEORGE W. HEIM, Dec'd.

FIANAL ACCOUNT.

FILED THIS 27th DAY
OF Sept. 1945

Frank H. Mory
Clerk of Probate

EX-22 1900

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Helm

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 28th day of December, 1945, continued from October 26th, 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 her attorney, William A. Boerger, 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 27th day of September, 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	- - - - -	\$ 850.00
Personal estate omitted from the inventory	- - - - -	\$
Gain by sales above appraised value	- - - - -	\$
Cash from sales of real estate	- - - - -	\$ 2500.00
Cash from rent of real estate	- - - - -	\$
Cash from interest and profits	- - - - -	\$ 5.02
Cash from other sources	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ 3355.02

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ 191.85
Expenses of last sickness	- - - - -	\$ 236.25
Funeral expenses	- - - - -	\$ 1027.00
Taxes	- - - - -	\$
Claims of creditors of decedent	- - - - -	\$ 1856.92
Legacies	- - - - -	\$ 20.00
	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ none
Total credits	- - - - -	\$ 3355.02

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State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

George W. Heim

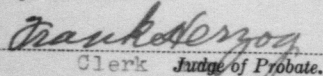
Order Allowing Final Account

Filed this 28th day of

December, 1945, and

recorded in Book 88 of Orders

at Page 421

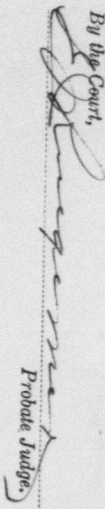

 Clerk Judge of Probate.

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

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

Dated December 28th, 1945.

By the Court,


 Probate Judge.