



[Stearns County \(Minn.\)](#)
[Probate Court: Probate case](#)
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State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zuta

Decedent.

Petition for Allowance and
Probate of Will

19,592

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 Prairie Twp.
Stearns ~~Main~~ in the County of
State of Minnesota, and is an adult and is interested in the estate of
decedent in this, to-wit: Surviving spouse

SECOND—That said decedent was born in the Country of Minn.
Kimball ~~Stearns~~
and died at Stearns County of Stearns State of Minnesota
on the 21st day of Dec. 19 63, aged 84 years
and at the time of his death was a native of U. S. A.
and a citizen of the Country of U. S. A. and a resident of Main Prairie Twp.
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 \$ 500. divided as follows:

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

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

1. Homestead in County, Minnesota, as follows:

A. City Property \$
(Give Area)

(or)
B. Rural Property 80 \$ 15.00
(Give Area)

2. Real Estate other than Homestead:

A. City Property	Lots without Buildings \$
City Property	Lots with Buildings \$
B. Rural Property	Acres improved land \$
Rural Property <u>197</u>	Acres unimproved land \$ <u>12,000</u>

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Hadia Zutz	74	wife	Kimball, Minn.
Alfred Zutz	53	son	Blue Earth, Minn.
Clarence Zutz	44	son	Kimball, Minn.
Evelyn Donnay	51	daughter	" "
Mabel Weber	48	"	Grenada, Minn.
Eleanor Donnay	47	"	Watkins, Minn.
Lucille A. Wolff	45	"	Waite Park, Minnesota.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Alfred Zutz be appointed executor thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said Alfred Zutz

Hadde Kutz Petitioner

County of Wright

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 believe it to be true.

26th day of Feb., 1963

Glen W. Swenson, State Senator
29th Leg. Dist. *Notary Public.*

Wright County, Minnesota

My commission expires Jan. 1st, 1967.

State of Minnesota,

County of Stearns

IN PROBATE COURT

**Petition for Allowance and
Probate of Will**

In the Matter of the Estate of
William F. Cutz

Precedent

Selection of Newspaper

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

St. Cloud Times

where μ is the mean of \mathbf{y} and σ^2 is the variance of \mathbf{y} .

1000

Filed this	26th	day of
1891		

March , , 19 63

Clerk—Judge of Probate

STATE OF MINNESOTA,
COUNTY OF STEARNS.

PROBATE COURT
File No. 18,567

RE ESTATE OF William F. Zutz,
Decedent.

IT IS ORDERED that the petition
filed herein to admit to probate the last
will of decedent be heard on Friday,
April 19th, 1963, at 9 o'clock A.M. by
this court in the Court House in St.
Cloud, Minn.

IT IS ORDERED that creditors of
decedent file their claims in this court
within four months from the date hereof
and that said claims be heard on Fri-
day, August 2nd, 1963, at 9 o'clock A.M.
by this court in the Court House in St.
Cloud, Minn.

(SEAL)

Dated this 26th day of March, 1963.

JOHN LANG,
Probate Judge.

GLEN W. SWENSON,
Attorney.

Published March 28, April 4, 11, 1963.

STATE OF MINNESOTA.
COUNTY OF STEARNS

ss.

Wilfred F. Miller, being duly sworn on oath says:

that he is, and during all times herein stated has been, the Bookkeeper

of the Times Publishing Company, 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 thereof 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 serve has been
done in its known office of publication; that during all said time in its makeup not less than twenty-five
per cent of its news columns have been devoted to local news of interest to the community it purports to
serve; that during all said time it has not wholly duplicated any other publication, and has not been
entirely made up of patents, plate matter and advertisements; has been circulated in and near its said
place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to
paying subscribers and has entry as second class matter in its local postoffice; and that there has been
on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having
knowledge of the facts, showing the name and location of said newspaper and the existence of the condi-
tions 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 to
the English language, once each week, for three successive weeks; that it was first so published
on Thursday the 28th day of March 19 63
and thereafter on Thursday of each week to and including the 11th
day of April 19 63

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

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 11th day of April 19 63

Notary Public, Stearns County, Minnesota.

My Commission expires Sept. 22th 19 65

0013 0566

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

Of ... Order for Hearing on

... Petition for Probate of Will

Estate of William F. Zuta, ...

Decedent

FILED THIS 15th DAY

OF April 19, 1963

Richard Kephouse
CLERK 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

William F. Zutz,

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns } ss.

Glen W. Swenson,

, being

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

witnesses to the instrument now shown him, bearing date the 12th day of

February

A. D. 19 59, and purporting to be the Last Will and Testament of

William F. Zutz

of the County

of Stearns and State of Minnesota now here presented

for probate; that Glen W. Swenson 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 12th day of February

A. D. 19 59, 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

Marie Penney

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

Marie Penney

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

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

And further deponent saith not.

Subscribed and sworn to before me this

24th day of May A. D. 19 63

John Long
Judge of Probate.

Glen W. Swenson

No. 19,592

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

William F. Zutz,
Decedent.

TESTIMONY OF

Glen W. Swenson,
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

24th day of

May 19 63

Joselyn H. Houser
Clerk of Probate.

No. 3545*

6950 E 100

LAST WILL AND TESTAMENT OF WILLIAM ZUTZ

I, William Zutz of Main Prairie Township, Stearns County, Minnesota, being of sound mind and memory, do make, publish, and declare this to be my last will and testament, hereby revoking all former wills by me at any time made.

I.

I hereby direct that all my just debts and funeral expenses be paid as soon after my death as may be convenient.

II.

I hereby give, devise, and bequeath all the property that I may own at the time of my death, to my wife, Nadie Zutz, to be hers absolutely, and in the event that she pre-deceases me, I hereby give, devise, and bequeath all the property that I may own at the time of my death to my following children, to-wit: Alfred Zutz, Clarence Zutz, Evelyn Donnay, Mabel Weber, Eleanor Donnay, and Lucille A. Wolff, share and share alike.

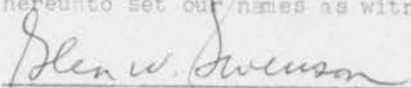
III.


I hereby nominate and appoint my son, Alfred Zutz, to be the executor of this my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Buffalo, Minnesota, this 12th day of February, 1959.


William Zutz

The foregoing instrument was on the day of the date thereof signed, sealed, published, and declared by William Zutz, to be his last will and testament, in the presence of us, the undersigned, who at his request and in the sight and presence of each other, have hereunto set our names as witnesses.


Glen W. Swenson, Residing at Buffalo, Minnesota.


Nadie Zutz, Residing at Buffalo, Minnesota.

State of Minnesota,

County of Stearns

IN PROBATE COURT
CERTIFICATE OF PROBATE

In the Matter of the Estate of William F. Zutz

Decedent

Be it Remembered, That on the day of the date hereof at a Special Term

of said Probate Court, pursuant to the notice duly given, the last will and testament of

William F. Zutz

Decedent, late of said County of Stearns

bearing date the 12th day of February 1959, and being the annexed

written instrument, was duly proved before the Probate Court, in and for the County of Stearns

aforesaid; and was duly allowed and admitted to probate by said Court according to law; as and for the last Will and Testament of said William F. Zutz

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 in said County,

this 24th day of May 1963



John Long
Judge of Probate.

00438571

State of Minnesota,

County of

ss.

IN PROBATE COURT

I,

County of _____ do hereby certify that I have compared the foregoing copy of the record of last Will and Testament and Certificate of Probate thereon and the original records thereof now remaining in this office and have found the same to be correct transcripts therefrom and of the whole of such original records.

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

of said Court, at _____

day of _____

A. D. 19 _____

this _____

of Probate Court.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz

Decedent.

Certificate of Probate of Will

Filed this 24th day of

May 1963, and recorded,

together with the will attached in Book

17 of Records of Wills, Page 408

Joseph M. Hulse
Clerk of Probate.

State of Minnesota,
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz,

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 24th day of May, 1963, upon the petition of Hadie G. Zutz 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 N. H. Ley as Administrator with 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 order of this Court, dated the 26th day of March, 1963, has been duly served and published as required by law.

SECOND—That said decedent died on the 21st day of December, 1962, and at the time of his death was a resident of Main Prairie Township in the County of Stearns, State of Minnesota, and left estate in the County of Stearns, State of Minnesota.

THIRD—That the subscribing witnesses to said purported last will and testament of said decedent, to-wit: Glen W. Swenson and Marie Penney and Glen W. Swenson, 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 Alfred Zutz was appointed in and by said will to be the executor thereof but that N. H. Ley was appointed in his stead

and that said person is competent to be appointed Administrator with will annexed.

It Is Therefore Ordered, Adjudged and Determined, That said instrument, presented and proved as aforesaid, 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 N. H. Ley be, and he hereby is appointed Administrator with Will Annexed

and that upon the filing in this Court of the oath prescribed by law and file his bond in the sum of One Thousand and no/100 - - - - - 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 him issued.

Dated: May 24th, 1963

John Long
Probate Judge

State of Minnesota,)
County of Stearns)

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz,
Decedent

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

Filed this 24th day of
May, 1963 and recorded

in Book " " of Orders, Page

Josephine G. Schaefer
Clerk ~~1444~~ of Probate

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

William Zutz,

Decedent.

Letters of Administration with
Will Annexed

Decedent died on December 21st, 1962

To N. H. Ley

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 27th day of

May 19 63.

John Long
Probate Judge.



State of Minnesota,

}

IN PROBATE COURT

County of _____

I, _____, Judge of the Probate Court, in and for said County, and State aforesaid, do hereby certify that I have compared the within and foregoing paper writing with the original Letters 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____

Probate Judge.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William Zutz, Decedent.

Letters of Administration
with Will Annexed

(LONG FORM)

Filed this 27th day of
May, 1963, and Recorded

in Book " 117" of Letters, Page 33

Joseph H. Hunsbeck
Clerk - 44444 Probate Court.

S. S. 3311

Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY · CHICAGO · SIOUX FALLS · DALLAS

BOND AND OATH OF ADMINISTRATOR, EXECUTOR AND GUARDIAN, INCLUDING SALE OF REAL ESTATE

STATE OF MINNESOTA } ss IN PROBATE COURT
County of Stearns

In the Matter of the Estate of William Zutz

☐ Minor ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID-10674

That we, N. H. Ley, as Principal,
and the WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South
Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing
that it is authorized to contract as Surety upon bonds in said State of Minnesota, as Surety, are held
and firmly bound unto Honorable John Lang

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

One Thousand and no/100 - - - - - (\$ 1,000.00) DOLLARS.

(NOT VALID IF FILLED IN FOR MORE THAN \$500,000.00)

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

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden Principal, who
has been appointed representative of the estate of the above named deceased
shall well and faithfully discharge all the duties of his trust as representative of said estate according
to law, then this obligation shall be void, otherwise it shall 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 Assistant Secretary
and its corporate seal to be hereto attached by authority of its Board of Directors, this

25th day of May, 1963.

Signed, Sealed and Delivered in Presence of

Gerald Ley } Principal
Marjorie Walters } Principal

Countersigned

By

Minnesota Resident Agent

WESTERN SURETY COMPANY

By

D. Christensen Asst. Secy.

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA

County of Meeker } ss
On this 25th day of May, 1963,

before me personally
appeared N. H. Ley, 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.

My Commission Expires

August 15th

1965

Gerald Ley
Gerald Ley, Meeker County, Minnesota
Notary Public,

ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA

County of Minnehaha } ss

On this 25th day of May, 1963,

before me
appeared *D. Christensen*
to me personally known, who being by me duly sworn, did say that he is the aforesaid officer 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 the aforesaid officer, by authority of its Board of Directors; and the aforesaid officer acknowledged
said instrument to be the free act and deed of said corporation.

My Commission Expires

7-31, 1966

N. Diddle
Notary Public, Minnehaha County, South Dakota

OATH OF REPRESENTATIVE

STATE OF MINNESOTA

County of Meeker

I, N. H. Loy

do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Administrator with Will annexed of the Estate of the above named William Zutz, Deceased to the best of my ability and according to law, so help me God.

Subscribed and sworn to before me this 25th day of May, 19 63

My Commission Expires

August 15th, 19 65

Gerald Loy
Notary Public, Meeker County, Minnesota

APPROVAL

I hereby approve the within Bond and the Surety thereon, this 27th day of May, 19 63

John Long
Probate Judge

WESTERN SURETY COMPANY

One of American Surety Companies

MINNAPOLIS - ST. PAUL - SIOUX FALLS - DULUTH

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

BOND AND OATH OF
ADMINISTRATOR,
EXECUTOR AND
GUARDIAN.

Including Sale of Real Estate

In the Matter of the Estate of
William Zutz, Deceased

Filed the 27th day of
May, 19 63, and said
bond recorded in Book of

Bonds, page
Records, of Probate

Clerk
Joseph H. Harsch
☒ Clerk ☐ Judge of Probate

Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY - CHICAGO - SIOUX FALLS
DALLAS - PAID ALTO

BOND AND OATH OF ADMINISTRATOR, EXECUTOR AND GUARDIAN, INCLUDING SALE OF REAL ESTATE

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of William Zutz

☐ Minor(s) ☐ Incompetent ☒ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-FID- 25511

That we, N. H. Ley, as Principal, and the WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is authorized to contract as Surety upon bonds in said State of Minnesota, as Surety, are held and firmly bound unto Honorable John Lang and Judge of Probate of the County of Stearns, Minnesota, in the sum of

Twenty-four Thousand and no/100 - (\$ 24,000.00) DOLLARS,

(NOT VALID IF FILLED IN FOR MORE THAN \$500,000.00)

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

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden Principal, who has been appointed representative of the estate of the above named William Zutz, Deceased, shall well and faithfully discharge all the duties of his trust as representative of said estate according to law, then this obligation shall be void, otherwise it shall 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 J. E. Stork, Vice President and its corporate seal to be hereto attached by authority of its Board of Directors, this 6th day of September, 1963.

Signed, Sealed and Delivered in Presence of
Witness to Principal

Principal

Witness to Surety

WESTERN SURETY COMPANY

By
Countersigned

By
Minnesota Resident Agent

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA

County of Meeker

On this 6th day of September, 1963, before me personally appeared N. H. Ley, 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.

My Commission Expires

August 15th, 1965

Notary Public, Meeker

Gerald Ley

County, Minnesota

ACKNOWLEDGMENT OF SURETY (Corporate Officer)

STATE OF SOUTH DAKOTA

County of Minnehaha

On this 6th day of September, 1963, before me appeared

to me personally known, who being by me duly sworn, did say that he is the aforesaid officer 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 the aforesaid officer, by authority of its Board of Directors; and the aforesaid officer acknowledged said instrument to be the free act and deed of said corporation.

My Commission Expires

19

Notary Public, Minnehaha County, South Dakota

APPROVAL

I hereby approve the within Bond and the Surety thereon, this 9th day of

September 19 63

John L. Long
Probate Judge

OATH OF REPRESENTATIVE

STATE OF MINNESOTA

County of Neeker

N. H. Loy

perform all the duties of the office and trust which I now assume as Administrator

of the Estate of the above named William Zutz, Deceased
to the best of my ability and according to law, so help me God.

Subscribed and sworn to before me this 6th day of September, 1963.

My Commission Expires

August 15th, 19 65.

Gerald Ley

Notary Public, Mocker County, Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

STATE OF MINNESOTA

County of _____ Stearns

PROBATE COURT

**BOND AND OATH OF
ADMINISTRATOR,
EXECUTOR AND
GUARDIAN.**

Including Sale of Real Estate

In the Matter of the Estate of
William Zutz,

☐ Minor(s) ☐ Incompetent ☒ Deceased

Filed the 9th day of September, 1963, and said Bond recorded in Book _____ of _____

Bonds, page _____ of Probate
Records.

Clerk

☒ Clerk ☐ Judge of Probate

Troch. Th. Th. Th.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz

Decedent.

Order Appointing Appraisers

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

It is ordered that Elwood E. Erickson and
Elmer Eckman

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

Dated this 24th day of May, 19 63.

(PROBATE COURT SEAL)

John Long
Probate Judge.

00130581

No. 19,592

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz

Decedent.

Order Appointing Appraisers

Filed May 24th, 1963

Carolyn Kuhlhaus
Probate Judge—Clerk.

No. 357934*

004380582

State of Minnesota, }
County of Stearns }

IN PROBATE COURT,

File No. _____

In the Matter of the Estate of

F.
William Zutz

Decedent.

INVENTORY AND APPRAISAL

Date of Death December 21st 1962

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns }

I, E. L. Erickson

and Elmer Eckman

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

Subscribed and sworn to before me this
30th day of July 1963Notary Public WILLIAM J. ERIKSON,
County of Stearns, State of Minn.

My commission expires August 17, 1965

(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 80 acres in area described as follows, to-wit: (Give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
The East Half of the Northeast Quarter (SE $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Two (2) of Township One Hundred Twenty-one (121) Range Twenty-nine (29).	None	12,000.00
		\$ 12,000.00
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		
The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-five (35) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29),	None	3,500.00
The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section One (1) of Township One Hundred Twenty-one (121) of Range Twenty-nine (29),	None	5,000.00
The South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and Lots One (1) and Two (2) of Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29). (137.99 acres)	None	5,630.00
FORWARDED		26,130.00

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

(Here list any written obligation 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 and Interest
Time Savings Certificates(Automatically Renewable \$)		\$	\$
State Bank of Kimball, Minn:			
#1832 - dated 6/1/62 @ 4% Interest	4.44	200.00	204.44
#1790 - dated 4/23/62 @ 4% Interest	7.92	300.00	307.92
Total Value of Mortgages, Bonds, Notes, etc.			\$ 512.36

CLASS VI—All other Personal Property:

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - \$ 26,130.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 906.51

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - - \$ 27,036.51

Representative

NOTE: If estate is over \$10,000 or subject to Inheritance Tax, make this in triplicate and file in Probate Court.

VERIFICATION

State of Minnesota,

County of Meeker

N. H. Loy

being duly sworn, on oath say 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 the estate of the decedent that has come to his possession or knowledge.

Subscribed and sworn to before me this

25th day of May, A. D. 1963

Bernard A. Gruenes
Notary Public Meeker County, Minn.

My commission expires July 10th, 1968

Representative

(SEAL)

CERTIFICATE OF APPRAISERS

State of Minnesota,

County of Stearns

We, the undersigned appraisers, duly appointed by

the Probate Court of Stearns

County, Minnesota, to appraise the estate of

William Zutz

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 30th day of July, A. D. 1963.

Appraisers.

File No. 13592

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz

Decedent.

Inventory and Appraisal

Total Personal - \$ 906.51

Total Real Estate - \$ 26,130.00

Total Appraisal - \$ 27,036.51

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

day of

19

Deputy Treasurer of

County, Minnesota.

Filed this 31st day

of July, A. D. 1963

of the Probate Court

Probate Judge - Clerk.

Attorney.

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

William F. Zuts, alias
 William Zuts, ~~Wife~~ Decedent.

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

Your Petitioner respectfully represents and shows to the Court:

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

2. That the bond filed by him herein as such representative, pursuant to order of this Court is
 in the penal sum of \$ ~~25,000.00~~ \$1,000.00

3. That there remains in his hands undisposed of personal property of the estimated value of
 \$ 500.00

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:

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

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

Value as Fixed
 by Appraisers

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

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

The East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of
 Section Two (2) of Township One Hundred Twenty-
 one (121) Range Twenty-nine (29) ----- \$12,000.00

\$ 12,000.00

Value as Fixed
by Appraisers

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

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

The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-five (35) of Township One Hundred Twenty- two (122) of Range Twenty-nine (29) - - - - -	3,500.00
The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section One (1) of Township One Hundred Twenty-one (121) of Range Twenty-nine (29) - - - - -	5,000.00
The South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and Lots One (1) and Two (2) of Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29) - - - - -	5,630.00
Sub-total	14,130.00

Total Appraised Value

\$ 26,130.00

001380588

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

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
<p>same as in original petition</p>	

Dated July 26th, 1963

N. H. Ley

Petitioner

State of Minnesota,

County of

Stearns

H. H. Ley

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.

H. H. Ley

Subscribed and sworn to before me this

26th day of July 1963

Bernard A. Gruenes Notary Public

Meeker County, Minnesota

My Commission expires July 10th 1968.

CONSENT TO

OF REAL ESTATE

We, the undersigned, being

Jutz guardian of the estate of *Hadie*
the persons who take an interest in the real estate
described in the foregoing petition do hereby consent to the *Sale*
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.

H. H. Ley
Guardian of the Estate
of *Hadie Jutz*,
Decedent

*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 liens allowed consent of all persons must be obtained.

State of Minnesota,

County of

Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Jutz
Decedent

Petition for Order to Sell,
Mortgage or Lease Land

Filed this 31st day of

July 1963

Joseph H. H. H. H.
Probate Judge—Clerk.

No. 3502

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT
File No. 18,292

RE ESTATE of William F. Zutz, also known as William Zutz, Decedent.

IT IS ORDERED that the petition filed herein to sell realty be heard on Friday, August 30th, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

Dated this 31st day of July, 1963.

(SEAL)

JOHN LANG,
Probate Judge.

GLEN W. SWENSON,

Attorney.

Published August 1, 8, 15, 1963.

STATE OF MINNESOTA.
COUNTY OF STEARNS

ss.

Wilfred F. Miller, being duly sworn on oath says:

that he is, and during all times herein stated has been, the Bookkeeper

of the Times Publishing Company, 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 to Sell Realty

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 serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Order for Hearing on Petition to Sell Realty

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for three successive weeks; that it was first so published on Thursday the 1st day of August 19 63 and thereafter on Thursday of each week to and including the 15th day of August 19 63.

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

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 15th day of August 19 63

Notary Public, Stearns County, Minnesota

My Commission expires Sept. 22th 19 65

00430591

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

Of... Order for Hearing on.....
Petition to Sell Realty.....
Estate of William F. Zutz,....
Decedent.....
.....
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.....
.....
.....
.....



FILED THIS 19th DAY
OF August 1963.

Reedyn Kephau
AN ATTORNEY

State of Minnesota, }
County of Stearns }

IN PROBATE COURT

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz
Decedent—~~ward~~

Oath of Appraisers and Appraisal
of Lands Under Order for Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Stearns }

I, E. L. Erickson

and I, Elmer Eckman

, 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 William F. Zutz, also known as William Zutz, Decedent under and pursuant
to that certain order for sale of said lands at private sale, made by the above named Court on the
30th day of August, 1963, 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

10th day of October, 1963

N. H. Ley

Notary Public

Meeker

County, Minn.

My commission expires May 30th, 1968.

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for
sale to N. H. Ley to sell certain lands
belonging to the above named William F. Zutz, also known as William Zutz, Decedent, dated
the 30th day of August, 1963, do hereby certify and report:

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

The South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and Lots One (1) and Two (2) of
Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range
Twenty-nine (29) ----- \$ 5,700.00

File No. 19592

State of Minnesota,

County of Meeker

PROBATE COURT

In the Matter of the Estate of

William F. Zutz, aka William
Zutz Decedent—*Exord*

Oath of Appraisers and Ap-
praisal of Lands Under
Order for Sale

Filed this *14th* day of
October, 19*63*

Charles H. Hanson
Probate Judge Clerk

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

Dated October 10th, 19*63*. Respectfully submitted,

E. E. Erickson
Elmer E. Erickson
Appraisers

State of Minnesota,

County of Stearns.

IN PROBATE COURT

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz

Decedent—Ward.

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

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 30th day of August, 1963, to sell at private sale the lands of said William F. Zutz, also known as William Zutz, Decedent hereinafter described, as follows, to-wit:

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

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

Third—That on the 11th day of October, 1963, he, pursuant to said order for sale, sold to Clarence E. Zutz and Edna M. Zutz, husband and wife, as joint tenants and not as tenants in common, of Stearns County, Minnesota the 988 tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

The South Half of the Northeast Quarter (S½NE¼) and Lots One (1) and Two (2) of Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29);

for the sum of Fifty-seven Hundred and no/100 - - - (\$5,700.00) - - - Dollars,

to be paid as follows, to-wit: in cash upon delivery of documents conveying title,.....

Fourth—That your petitioner was in no way directly or indirectly, interested in the purchase of said real estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum.....for which the same was sold.....is not disproportionate to the value thereof, and 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.....S. thereof.....good and sufficient Deed.....of conveyance thereof to said purchaser.....S. upon a compliance by.....them.....of the terms of said sale.

Dated.....October 11th.....19 63

Representative and Petitioner.

State of Minnesota,

County of Meeker

N. H. Ley

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

11th day of October 19 63

Bernard A. Gruenes
Bernard A. Gruenes Notary Public.
Meeker County, Minn.

My commission expires July 10th 19 68

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

File No. 19592

State of Minnesota,

County of Meeker

PROBATE COURT

In the Matter of the Estate of
William F. Zutx, also known as

William Zutx

Decedent—XXXX

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

Filed this 11th day of

October, A. D. 19 63

Notary Public—Clerk.

1225/1225

1225/1225

00130596

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 19,592

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz,
Decedent.

Order Confirming Private Sale
of Real Estate

The above entitled matter came on to be heard on the
October

14th

day of

19 63, upon the report of N. H. Lay

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

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

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

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

FOURTH—That on the 11th day of October, 19 63, the said representative, pursuant to said order for sale, did sell, at private sale, to Clarence E. Zutz and Edna M. Zutz, husband and wife, as joint tenants and not as tenants in common, of Stearns County, Minnesota, for the sum of Five Thousand Seven Hundred and no/100 (\$5,700.00) DOLLARS, the tract S. of land, described in said order for sale, lying and being in the County of Stearns State of Minnesota, described as follows, to-wit:

The South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and Lots One (1) and Two (2) of Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29).

To be paid for in cash upon delivery of documents conveying title.

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

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

Dated at St. Cloud, Minnesota, this 14th day of October, 1963

Probate Court Seal

John Long
Probate Judge.

State of Minnesota,

PROBATE COURT

County of _____

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



An 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. 19,592

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William F. Zutz, etc.,
Decedent.

Order Confirming Private Sale
of Real Estate

Office of Register of Deeds,

State of Minnesota,

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

Register of Deeds,
By _____ Deputy.

Filed this 14th day of October,
1963, and recorded in Book 105
of Orders, Page 574.

Christy H. Henshaw
Probate Judge—Clerk.

No. 2071*

State of Minnesota,

County of STEARNS

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

William F. Zutz, also known as
William Zutz
Decedent

Oath of Appraisers and Appraisal of Lands

Before Sale Under License.

OATH OF APPRAISERS.

State of Minnesota,

County of Meeker

I, E. E. Erickson

and I, Elmer Eckman

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 William F. Zutz, also known as
William Zutz, Decedent under and pursuant to that certain order of license
for the sale of said lands at private sale, made by the above named court on the 30th day of
August 19 63, and that I will appraise the said land described in said
order of license at its true and full value, So Help Me God.

Subscribed and sworn to before me this

5th day of November 19 63

H. H. Ley

Notary Public.

Meeker

County, Minn.

My commission expires May 30th 19 68.

APPRAISAL.

We, the undersigned appraisers appointed by the above named court in and by its certain order of
license to H. H. Ley to sell certain lands belonging
to the above named William F. Zutz, also known as
William Zutz, Decedent, dated the 30th day of
August 19 63, do hereby certify and report:

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

The Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of

Section One (1) of Township One Hundred Twenty-one (121) of Range

Twenty-nine (29)----- \$ 4,050.00

004380599

File No. 19592

State of Minnesota,

County of Stearns

PROBATE COURT,

IN THE MATTER OF THE ESTATE OF
William F. Zutz, also known as
William Zutz

Decedent.

OATH OF APPRAISERS, AND AP-
PRaisal OF LANDS BEFORE
SALE UNDER LICENSE.

Filed this 13th day of
November 1963

Joselyn Lundberg
Clerk, Judge of Probate.

No. 11

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

Date: Nov. 5th 1963.

Respectfully Submitted,

E. E. Erickson
Elmer Erickson
Appraisers.

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz

Decedent—Wank

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 30th day of August, 19 63, to sell at private sale the lands of said William F. Zutz, also known as William Zutz, Decedent hereinafter described, as follows, to-wit:

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

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by E. E. Erickson and Elmer Eckman

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

(1)

Third—That on the 6th day of November, 19 63, he, pursuant to said order for sale, sold to Reuben R. Eckman of Stearns County, Minnesota, the tract or parcel of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

The Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of Section One (1) of Township One Hundred Twenty-one (121) of Range Twenty-nine (29).

for the sum of Four Thousand Fifty and no/100 - - - (\$4,050.00) - - - - - Dollars.

to be paid as follows, to-wit: in cash upon delivery of documents conveying title,

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

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

Dated November 6th, 1963.

N. H. Ley
Representative and Petitioner.

State of Minnesota,

County of Meeker

N. H. Ley

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

6th day of November, 1963.

Bernard A. Gruenes
Bernard A. Gruenes, Notary Public.
Meeker County, Minn.

My commission expires July 10th, 1968.

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

File No. 19592

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz,

Decedent—Ward.

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

Filed this 12th day of
November, A. D. 1963

Joseph H. Johnson
Probate Judge—Clerk.

No. 1641*

00130602

State of Minnesota.

County of Stearns

IN PROBATE COURT

File No. 19,592

In the Matter of the Estate of
 William F. Zutz, also known as
 William Zutz,
 Decedent.

Order Confirming Private Sale
 of Real Estate

The above entitled matter came on to be heard on the 13th day of
 November, 1963, upon the report of N. R. Ley

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

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

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

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

FOURTH—That on the 6th day of November, 1963, the said representative, pursuant to said order for sale, did sell, at private sale, to Reuben R. Eckman of Stearns County, Minnesota, for the sum of Four Thousand Fifty and no/100- - - (\$4,050.00) - - - DOLLARS, the tract - - - of land, described in said order for sale, lying and being in the County of Stearns State of Minnesota, described as follows, to-wit:

The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section One (1) of Township One Hundred Twenty-one (121) of Range Twenty-nine (29).

To be paid for in cash upon delivery of documents conveying title.

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

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

Dated at St. Cloud, Minnesota, this 13th day of November, 1963

Probate Court Seal

John Long
Probate Judge

State of Minnesota,

PROBATE COURT

County of _____

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

In Testimony Whereof, I have hereto subscribed my name and

affixed the Seal of said Court, at _____

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

_____ of the Probate Court.



File No. 19,592

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William F. Zutz, et al.,
Decedent,

Order Confirming Private Sale
of Real Estate

Office of Register of Deeds,
State of Minnesota,

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

By _____
Register of Deeds.
Deputy.

Filed this 13th day of November,
1963, and recorded in Book 105
of Orders, Page 580

Joseph H. Hildebrandt
Probate Judge - Clerk.

SW 3836*

0013 0604

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

In the Matter of the Estate of }
William F. Zutz, also known as William Zutz } Oath of Appraisers and Appraisal
Decedent - ~~WAKK~~ } of Lands Under Order For Sale

OATH OF APPRAISERS

State of Minnesota, }
County of Meeker } I, E. E. Erickson

and I, Elmer Eckman, 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
William F. Zutz, also known as William Zutz, Decedent under and pursuant to that certain order
for sale of said lands at private sale, made by the above named Court on the 30th day of
August, 1963, 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

24th day of December 1963

N. H. Ley

Notary Public.

Meeker

County, Minn.

E. E. Erickson

Elmer Eckman

My Commission Expires

May 30th 1968.

APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to
N. H. Ley to sell certain lands belonging to the
above named William F. Zutz, also known as William Zutz, Decedent, dated the
30th day of August 1963, do hereby certify and report:

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

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

The East Half of the Northeast Quarter (E $\frac{1}{2}$ of NE $\frac{1}{4}$) of Section Two (2), of Township
One Hundred Twenty-one (121), Range Twenty-nine (29); and
The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section Thirty-five (35)
of Township One Hundred Twenty-two (122) of Range Twenty-nine (29).

Reappraised at ----- \$13,300.00

File # 19592

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of
William F. Zutz, also known as
William Zutz

Decedent—Wazock.

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

Filed this 27th day of
December, 19 63

Anders B. Hedberg
Probate Judge, Clerk.

No. 9604

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

Dated Dec. 24th 19 63.

Respectfully submitted,

E. E. Erickson
E. E. Erickson

Elmer Eckman
Elmer Eckman Appraisers.

001380606

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 19,592

In the Matter of the Estate of

William F. Zutz, also known as
William Zutz,
Decedent.

Order For Sale of Real Estate
At Private Sale

The above entitled matter came on to be heard by the Court on the 30th day of August, 1963, upon the petition of N. H. Ley

as representative in the above entitled matter, praying for an order to sell certain real estate 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 has been given and served as required by law and the order of this Court for said hearing.

SECOND—That the said representative appeared at said hearing in person and by attorney

Glen W. Swenson 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 interest of said estate and the persons interested therein that the property hereinafter described, be sold.

It is Therefore Ordered, FIRST—That the said representative of said estate be, and hereby is, authorized and directed to sell at private sale the real estate hereinafter described, situate and being in the County of Stearns, State of Minnesota, to-wit:

HOMESTEAD OF DECEDENT:

The East Half of the Northeast Quarter (E½ NE¼) of Section Two (2) of Township One Hundred Twenty-one (121) Range Twenty-nine (29).

OTHER REAL ESTATE OF DECEDENT:

The Southeast Quarter of the Southeast Quarter (SE¼ SE¼) of Section Thirty-five (35) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29).

The Southwest Quarter of the Northwest Quarter (SW¼ NW¼) of Section One (1) of Township One Hundred Twenty-one (121) of Range Twenty-nine (29).

The South Half of the Northeast Quarter (S½ NE¼) and Lots One (1) and Two (2) of Section Twenty-seven (27) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29).

SECOND—That the general bond of said representative is not sufficient and that before making sale of said real estate, or any part thereof, the said representative 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 Twenty Four Thousand and no/100 (\$24,000.00) ———— Dollars, conditioned as required by law in such cases, and cause the said real estate to be re-appraised by E. E. Erickson and Elmer E. Gokman competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisement upon their qualifying according to law. (1)

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 30th day of August, 1963.

Probate Court
Seal

John Lang
Probate Judge.

State of Minnesota.

County of _____

PROBATE COURT

I, _____ of the Probate Court, within and for said County, and Custodian of the Seal and Records of said Court do hereby certify that I have compared the foregoing copy of Order for Sale of Real Estate at Private Sale 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.

Note 1. Strike that part relating to bond if present bond is sufficient, after "representative" to "cause".

File No. 19,592

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William F. Zutz, etc.,
Decedent.

**Order For Sale of Real Estate
at Private Sale**

Office of Register of Deeds,
State of Minnesota,

County of _____

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

By _____
Register of Deeds.
Deputy.

Filed this 30th day of August, 1963, and recorded in Book 124 of Orders, Page 25

Joseph D. Doherty
Probate Clerk.

No. 30154

00130608

State of Minnesota,

County of Stearns

IN PROBATE COURT,

In the Matter of the Estate of

William F. Zutz, also known as William Zutz
also known as William Zutz, Decedent—~~Ward~~.REPORT OF SALE OF LAND AT PRIVATE
SALE UNDER ORDER FOR SALE.

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 30th day of August, 19 63, to sell at private sale the lands of said William F. Zutz, also known as William Zutz, Decedent hereinafter described, as follows, to-wit:

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

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by E. E. Erickson and Elmer Eckman

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

(1)

Third—That on the 26th day of December, 19 63, he, pursuant to said order for sale, sold to John T. Adolph and Robert W. Adolph, as joint tenants and not as tenants in common of Meeker County, Minnesota the tract s or parcel s of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

The East Half of the Northeast Quarter (E 1/2 of NE 1/4) of Section Two (2) of Township One Hundred Twenty-one (121), Range Twenty-nine (29); and
The Southeast Quarter of the Southeast Quarter (SE 1/4 of SE 1/4) of Section Thirty-five (35) of Township One Hundred Twenty-two (122) of Range Twenty-nine (29)

for the sum of Thirteen Thousand Three Hundred and no/100 - - (\$13,300.00) - - - - - Dollars,

to be paid as follows, to-wit: Six Hundred Sixty-five and no/100 - Dollars (\$665.00) as Earnest Purchase money received, and the balance of Twelve Thousand d Six Hundred Thirty-five and no/100 p - Dollars (\$12,635.00) upon delivery of documents conveying title;

Fourth: That the decedent was also known as William Yutz.

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

Dated December 26th, 19 63.

Representative and Petitioner.

State of Minnesota,

County of Meeker

ss.

N. H. Ley

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

26th day of December, 19 63.

Bernard A. Gruenes

Notary Public.

Meeker

County, Minn.

My commission expires July 10th, 1968.

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

File No. 19592

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William F. Yutz, also known as
William Yutz also known as
William Yutz,

Decedent—Wutz

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

Filed this 27th day of
December, A. D. 19 63

Probate Judge—Clerk.

No. 3441*

00130610

State of Minnesota.

County of Stearns

IN PROBATE COURT

File No. 19,592

In the Matter of the Estate of

William F. Zutz, also known as William
Zutz, also known as William Yutz,
Decedent.

Order Confirming Private Sale
of Real Estate

The above entitled matter came on to be heard on the 27th day of
December, 1963, upon the report of R. H. Ley,

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

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

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

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

FOURTH—That on the 26th day of December, 1963, the
said representative, pursuant to said order for sale, did sell, at private sale, to John T. Adolph and Robert
W. Adolph, as joint tenants and not as tenants in common, of Becker County,
Minnesota, for the sum of Thirteen Thousand Three Hundred and no/100 (\$13,300.00) DOLLARS,
the tract s. of land, described in said order for sale, lying and being in the County of Stearns
State of Minnesota, described as follows, to-wit:

The East Half of the Northeast Quarter (E½ of NE¼) of Section Two (2) of
Township One Hundred Twenty-one (121), Range Twenty-nine (29); and

The Southeast Quarter of the Southeast Quarter (SE¼ of SE¼) of Section
Thirty-five (35) of Township One Hundred Twenty-two (122) of Range
Twenty-nine (29).

To be paid for in cash: \$665.00 as earnest purchase money received and
the balance of \$12,635.00 upon delivery of documents conveying title.

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

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

Dated at St. Cloud, Minnesota, this 27th day of December, 1963

Probate Court Seal

State of Minnesota,

County of _____

PROBATE COURT

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



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

_____ of the Probate Court.

File No. 19,592

State of Minnesota,

County of STERNS

PROBATE COURT

In the Matter of the Estate of

William P. Zutiz, etc.,

Order Confirming Private Sale
of Real Estate

Office of Registrar 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 27th day of December,

1963, and recorded in Book 105

of Orders, Page 583

_____ Probate Judge-Clerk.

NO. 3815

0013 0612

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX DIVISION
St. Paul 1, Minnesota

State of Minnesota,

County of Stearns

INHERITANCE TAX RETURN

Decedent William F. Zutz

Date of Death December 21st 1962

The undersigned hereby returns information concerning the decedent and concerning all transfers of property by the decedent or by reason of his death which may be subject to inheritance tax as defined by Minnesota Statutes Chapter 291.

GENERAL INFORMATION

- (1) Decedent's residence at date of death Kimball, Minnesota
Street City State
- (2) Place of death Kimball, Minnesota Birthdate Nov-14-1879 Place of birth U. S. A.
- (3) Business or occupation Retired Farmer
- (4) Married, single, separated, widowed or divorced at date of death Married
- (5) The name, relationship to decedent and birthdate of spouse, children, or issue of deceased children of decedent, is as follows: (Do not answer if information appears on petition for probate.)

NAME	RELATIONSHIP	DATE OF BIRTH
Appear on Petition for Probate.		

- (6) Did decedent have access to a safe deposit box or other place of safekeeping at the time of his death? Yes
- A. Name and address of bank or other depository State Bank of Kimball,
Kimball, Minnesota
- (7) Did the undersigned person or persons filing return make diligent and careful search for property of every kind left by decedent and for information as to any transfer of a material portion of decedent's property during his lifetime without an adequate and full consideration in money or money's worth? Yes
- (8) Will there be Minnesota probate proceedings? Yes
- (9) Do any of the surviving joint tenants on Schedule I claim that they furnished adequate and full consideration or any portion thereof in money or money's worth toward purchase or acquisition of the joint property? Yes
Was any of the property held by decedent and others as joint tenants acquired by them by gift or inheritance from a third person?.....
Give details of such claims on Schedule I or by separate affidavit.

INSTRUCTIONS

1. STATUTES: The inheritance tax law appears in Minnesota Statutes, Chapter 291. Taxable transfers are defined in Minnesota Statutes 291.01. Filing an inheritance tax return is required by Minnesota Statutes 291.12.
2. USE AND PROCEDURE: This return will be used in all estates to report all transfers from deceased persons to heirs or beneficiaries which are not included in the inventory in a Minnesota probate proceeding.
 - A. If there is a Minnesota probate proceeding (general administration, special administration, summary distribution, or petition for decree of descent), the return will be filed with probate court. If a tax may be due, or if a waiver of inheritance tax has been filed from the commissioner is needed, prepare the return in duplicate.
 - B. If there is no Minnesota probate proceeding, only an original return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, St. Paul 1, Minn. DO NOT FILE IN DUPLICATE.
 - C. If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence (Form D. of T. EG 1019), furnished by the Commissioner of Taxation, must be filed with this return. In such case, this return will disclose the detail of transfers of property having situs in Minnesota, and the total value of transfers in each class of property having situs elsewhere.
3. DETERMINATION OF TAX: The court will determine the tax upon property included in the probate proceeding. The department will determine the tax upon the transfers disclosed in the return.
4. The representative of the estate or other person executing the return is obliged to report all transfers which may be subject to tax. Each schedule of the return is to be construed as a question which must be answered by describing the transfers or by stating that there were none of this class, if such is the case.
5. Satisfaction or waiver of inheritance tax lien upon the transfer of joint tenancy property can be obtained from the Department of Taxation by use of the Affidavit of Survivorship, Joint Tenancy or Remainderman, D. of T. EG 1018, which may be purchased from a legal stationer. FILE IN DUPLICATE.
6. If space in any schedule is insufficient, additional schedules in like form may be attached.
7. The value of all properties transferred and reported herein is the full and fair market value on date of death.

COMMISSIONER OF TAXATION
Director, Inheritance and Gift Tax Division

00130613

SCHEDULE 1 — PROPERTY HELD IN JOINT TENANCY

All property of whatever kind, whether real estate, personal property, bank accounts, U. S. Savings Bonds, etc., in which the decedent held an interest at the time of his death as a joint tenant or as co-owner with right of survivorship, must be disclosed in this schedule.

Claims of consideration furnished by the survivor, or claims of creation of the joint tenancy by gift or inheritance must be stated in an affidavit giving verifiable details showing the source, nature, amount and

proportion of the survivor's contribution. Exhibits submitted to prove claim will be returned upon request. The homestead of decedent, if included in any of the schedules, must be identified before the exemption in favor of spouse or minor or dependent children can be allowed. Excess homestead area, if any, must be separately described and valued.

Please group all properties transferred to each surviving joint tenant.

Date of Transfer to Joint Tenancy	Description of Property (Legal description of land; Street Address of City, County, and State of land; Specify Lien, if any. Homestead must be designated.)	Surviving Joint Tenant (Give Name and Relationship to Decedent)	Decedent's Full and True Value of Property Or Gift Value of Donation On Date of Death	Gross Market Value of State Property
SAMPLE: 6-21-59	Lot 1, blk. 1, Lief's Add. to St. Paul, Ramsey Co., Minn., 6900 Montclair Rd., St. Paul. Homestead. Mortgage, \$1,000.00	Mary Doe, wife	\$2,500.00	\$12,500.00
7-5-57	100 shares General Motors Co., common \$100 per Certificate No. 1392816	John Doe, son	N. Y. S. E. 75%	\$7,500.00
	3,438 shares of Stock of Affiliated Fund, Inc. as per Schedule attached			\$ 25,063.02
	1,575.268 shares of Stock of Investors Mutual, Inc. as per Schedule attached			16,934.14
	Other Securities and Investments as per Schedule attached			17,598.86

Total (Col. 5.)	-	-	-	-	-	-	\$ 59,595.92
Less Liens (Col. 2.)	-	-	-	-	-	-	none
Net	-	-	-	-	-	-	\$ 59,595.92

SCHEDULE 1- Property held in joint tenancy

Date of Transfer to Joint Tenancy	Description of Property	Surviving Joint Tenant	Unit Value of Securities on date of Death	Gross Market Value of Whole Property
	Stock Certificates of Affiliated Fund, Inc., common stock \$1.25 par value per share:	All with Nadie Zutz-wife		
	No. of shares: Certificate No:			
7-22-49	64 212372			
8-2-49	567 214062			
12-7-49	209 235211			
12-21-49	180 237154			
1-5-50	199 240861			
6-27-50	122 259582			
9-5-51	54 358187			
12-21-51	310 456617			
10-27-52	3 607588			
10-27-52	43 607589			
10-27-53	2 751566			
10-27-53	25 751567			
1-25-55	48 830106			
12-8-54	8 953095			
12-8-54	95 953096			
11-14-50	139 J8178			
8-4-52	7 J22319			
12-10-56	7 N74730			
12-10-56	84 N74731			
6-6-57	193 N87105			
7-25-57	147 N91987			
1-23-58	117 N112799			
12-12-57	6 N195869			
12-12-57	83 N195870			
12-12-57	5 N195871			
5-8-58	23 N198924			
8-15-58	28 N211471			
12-15-58	20 N229780			
12-17-58	96 N307887			
2-4-59	37 N314598			
11-16-59	26 N359815			
12-15-59	145 N441925			
10-19-60	20 N486141			
1-27-61	14 N500143			
12-14-61	125 N706134			
11-1-62	34 N754478			
12-14-62	153 N853025			
Total	3438 Shares		Mkt Bid 7.29	25,063.02

+++++

Stock Certificates of Investors
Mutual, Inc., common stock \$1.00
par value per share:

All with
Nadie Zutz-wife

No. of shares: Certificate No:
11-1-54 114,286 395540
11-22-54 54,825 396928
4-26-55 20,387 427313
8-9-55 30,181 442988
11-7-55 50,505 457256
1-10-56 50,201 468581

Page 2 - SCHEDULE 1- Property held in joint tenancy

4-10-56	96.432	500074
6-22-56	445.747	512625
10-30-56	60.181	530952
11-21-56	81.218	534950
4-24-57	29.821	559977
1-27-58	39.404	595446
7-14-58	39.370	614786
11-21-58	60.274	631687
12-16-58	26.667	635215
7-13-59	33.956	663502
7-25-60	27.473	679543
10-22-59	17.399	801487
11-27-59	26.643	806296
1-10-61	172.861	851106
1-25-61	47.049	853134
5-4-61	28.226	863774
1962	22.163	unissued shares as per Company letter of 6/11/63
Total	1,575.269	shares

Mkt Bid 10.75 16,934.14

+++++

OTHER SECURITIES & INVESTMENTS:

10-15-62	Savings Certificate No. 1979 of State Bank of Kimball, Minn. for \$300.00 at 4% interest, due 10-15-63 Accrued interest to date of death	Hadie Zutz-wife	300.00 2.20	302.20
6-19-62	Savings Certificate No. 1859 of State Bank of Kimball, Minn. for \$400. at 4% interest, due 6-19-63 Accrued interest to date of death	Hadie Zutz-wife	400.00 8.48	408.48
4-26-62	Time Savings Certificate No. 1783 of Farmers State Bank of Watkins, Minn. for \$2550.00, due 4/26-63 at 4% Accrued interest to date of death	Hadie Zutz-wife	2,550.00 15.57	2,565.57
4-28-62	Time Savings Certificate No. 1784 of Farmers State Bank of Watkins, Minn. for \$700.00, due 4-28-63 at 4% Accrued interest to date of death	Hadie Zutz-wife	700.00 3.95	703.95
3-1-62	Time Savings Certificate No. 1613 of Farmers State Bank of Watkins, Minn. for \$400.00, at 4% interest, due 3-1-63 Accrued interest to date of death	Hadie Zutz-wife	400.00 4.80	404.80
5-19-62	Time Savings Certificate No. 1846 of Farmers State Bank of Watkins, Minn. for \$2000.00, at 4% interest, due 5-19-63 Accrued interest to date of death	Hadie Zutz-wife	2,000.00 7.10	2,007.10
1-26-62	Savings Certificate No. 3514 of Zapp National Bank, St. Cloud, Minn. for \$7,300.00 at 4% interest, due 1-26-63 Accrued interest to date of death	Hadie Zutz-wife	7,300.00 263.58	7,563.58

Page 3 - SCHEDULE I- Property held in joint tenancy

2-25-65	Note signed by Alfred Zutz, dated 2/25/65 due 2/25/66, interest at 3% endorsed as paid to 2/25/63	Hadie Zutz-wife	3,325.00	3,325.00
11-15-60	Note signed by Roland Donnay, dated 11/15/61 due 11/15/63, interest at 4% endorsed as paid to 11/15/61	Hadie Zutz-wife	700.00	
	Accrued interest to date of death		30.79	730.79
12-19-61	Note signed by Les Wolff, dated 12/19/61 due 12/19/62, interest at 5%, no endorsements	Hadie Zutz-wife	600.00	
	Accrued interest to date of death		30.56	630.56
11-1-61	Note signed by Les Wolff, dated 11/1/61, no due date, interest at 4%, no endorsements	Hadie Zutz-wife	1,000.00	
	Accrued interest to date of death		45.53	1,045.53
5-1-59	Note signed by Ben J. Donnay & Evelyn Donnay dated 5/1/59, no due date, interest at 4% endorsed as paid to 5/1/62	Hadie Zutz-wife	3,700.00	
	Accrued interest to date of death		94.51	3,794.51
5/1/60	Note signed by Ben J. Donnay & Evelyn Donnay, dated 5/1/61, no due date, interest at 4% endorsed as paid to 5/1/62	Hadie Zutz-wife	300.00	
	Accrued interest to date of death		7.60	307.60
1-9-61	Pass Book No. 8320 of Security Federal Savings & Loan Association of St. Cloud, Minn., with balance of \$1371.29	Hadie Zutz-wife	1,371.29	1,371.29
Prior to 1961	Checking Account in State Bank of Kimball, Minn.	Hadie Zutz-wife	1.78	1.78
Total, Other Securities & Investments - - - - -				25,162.34
Less: Time Savings Certificate No. 3514 of Zapp National Bank, St. Cloud, Minn. which is claimed to be money belonging to Hadie Zutz before having been placed in joint tenancy - - - - -				7,563.58
Total - - - - -				17,598.76

Report all life and accident insurance proceeds payable on the death of the decedent to named beneficiaries. Do not include insurance payable to estate.

Date Taken Out	Description of Policy (Name of Company, No. of Policy)	Amount Paid or Payable at Death (Show Post Mortem Dividends Separately)	Beneficiary and Relationship to Decedent	If Contract Issued Prior to 4-26-49, did Decedent on 4-26-49 have right to:	
				1. Change Beneficiary?	2. Cash Surrender Value?
12-28-29	Bankers Life Company No. 865046 Dividend Additions Interest Total	\$5000.00 258.00 69.14 <u>\$5327.14</u>	Hadie G. Zutz, Wife	Yes	Yes

Report all other types of contracts with insurance companies, or others, transferred or payable on decedent's death, including the following: annuities, pensions and retirement funds; supplemental contracts or deposits (which may be proceeds of insurance policies or annuities received from a prior decedent or matured endowment policies, etc.); and cash value of insurance policies on life of another.

which may have been assigned to this decedent. Where pension plans meet Sec. 401 (a) IRC 1954 requirements, no state. Show employee and employer contributions, cost, amount and method of payments to be made. Submit copies of Plans which do not meet said requirements.

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A., B., or C.)

- A. Transfers in contemplation of death:

Report transfers or gifts by decedent before his death, which are in the nature of a final disposition in anticipation of death. It is presumed that a transfer of a material portion of decedent's property within three years prior to death is made in contemplation of death.

Report gifts made by decedent during his lifetime which total more than \$3,000 to one donee in any calendar year.

- B. Transfers intended to take effect in possession or enjoyment at or after death;

Report transfers of property by deed, trust or agreement in which the decedent had retained a life estate, or all or part of the income for life, or a power of appointment.

Report transfers in which the beneficiary's possession or enjoyment takes effect at or after decedent's death or in which the deed or instrument of title is delivered or recorded at or after decedent's death.

NOTE: Under both A and B, copies of trust instruments must be attached to the return as exhibits. If it is claimed that any transfer is non-taxable, detailed verified statements of the claim must be submitted.

- ### C. Powers of Appointment:

Report the property in respect to which the decedent held a power of appointment at any time. Attach a copy of the instrument granting the power of appointment to the decedent and a schedule of the assets subject to the power at date of death, together with the values of such assets.

Did the decedent exercise the power?

Attach a copy of the instrument exercising the power unless it is a will previously filed for probate. If the power had been relinquished by decedent, attach a copy of the instrument.

(LIST TRANSFERS ON NEXT PAGE)

SCHEDULE IV - TRANSFERS BY THE DECEDENT (Continued)

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A, B, or C.)

Date of Transfer	Description of Property Transferred (Legal Description of land; Street Address of City Realty; Acreage of Rural Land). Specify Liens, if any.	Transferee and Relationship to Decedent	Decedent's Full and True Value of Realty (or Unit Value of Securities on Date of Death)	Gross Fair Market Value
2-12-59	Southwest Quarter of Section 26 in Township 103 of Range 27, excepting therefrom roads and tract sold for school purposes, (Faribault County, Minnesota) Grantors, William Zutz and Hadie Zutz, husband and wife, as shown by a clause in the deed, retain a life estate in the above realty for and during the terms of their natural lives and the survivor of either	Alfred W. Zutz-son	\$ 13,247.00	\$ 36,000.00
Total (Col. 3) - - - - -				\$ 36,000.00
Less Liens (Col. 2) - - - - -				none
Net - - - - -				\$ 36,000.00

SCHEDULE V - MISCELLANEOUS

Report the transfer of any property belonging to the decedent which has not been included in a Minnesota probate proceeding and has not been otherwise reported in Schedules I to IV of this return. (In the

event of no probate, this schedule may include automobiles, household goods, personal effects, U. S. Postal Savings, U. S. Savings Bonds and other tangible or intangible personal property, if any.)

Description of Property (Specify Liens, if any)	Transferee, Heir or Beneficiary Relationship to Decedent	Full and Fair Market Value on Date of Death	Net Value After Liens
None			

I, _____, the executor, administrator, transferee, custodian or trustee of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that, to the best of my knowledge,

information and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown on the foregoing schedules are full and fair market values as of the date of the decedent's death.

Subscribed and sworn to before me this 29th day of July, 1963.

(Signature) N. H. Ley

Bernard A. Gruenes
Notary Public, County of Meeker, Minn.

(Address) Watkins, Minn.

My commission expires July 10th 1968.

File No. 19592

State of Minnesota,

County of Stearns

Re: Estate of

William F. Zutz

Decedent

INHERITANCE TAX RETURN
DEPARTMENT OF TAXATION

Filed August 2nd, 1963
Forrest H. Thorsen
Clerk of Probate Court

Attorney

Address

ORDER DETERMINING
INHERITANCE TAX

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX DIVISION
ST. PAUL 1

MAKE PAYMENT TO
COUNTY TREASURER
DESIGNATED
BELOW

IN THE MATTER OF THE ESTATE OF

Pay Tax to County Treasurer

William F. Rutz Deceased.
6162257

The above entitled matter having come before the Commissioner of Taxation for the assessment of the inheritance tax and upon examination of all the files, records and proceedings herein, the Commissioner of Taxation finds:

1. That the above named decedent died December 21, 1962, a resident of Stearns County, State of Minnesota.

2. That in addition to the estate of decedent subject to probate, gifts in contemplation of death, or transfers to take effect at death; joint tenancy or joint survivorship property; life insurance or annuities; or property subject to a power of appointment are subject to inheritance tax in the amounts determined herein:

Transferee, relationship and type of transfer	Value	Amount of Tax
<u>Bettie Lutz, wife:</u>		
From Estate	9,061.79	
Schedule I, Joint tenancy property	67,159.50	
Schedule II, Insurance	5,327.14	
Schedule IV, Transfers	8,219.16	
	<u>89,767.59</u>	
Less exemption	<u>30,000.00</u>	
	<u>59,767.59</u>	
	Tax	<u>1,593.03</u>
<u>Alfred V. Rutz, son:</u>		
Schedule IV, Transfers	27,780.84	
Less exemption	<u>6,000.00</u>	
	<u>21,780.84</u>	
	Tax	<u>691.21</u>
Total tax this order		<u>22,084.26</u>

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED, that the State of Minnesota have and receive from each of the persons above named, as an inheritance tax upon the transfers to him, the amount of tax set opposite his name, together with interest thereon legally due at the rate of 6% per annum from and after

June 21, 1964 until paid; that the said tax be paid to the Treasurer of Stearns County.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the Department of Taxation, at its office in St. Paul, Minnesota August 6, 1964

APPROVED:

ROLLAND F. HATFIELD
Commissioner of Taxation

Commissioner of Taxation

By Deputy Commissioner of Taxation

By
LOUIS PLUTZER, Director
Inheritance and Gift Tax Division

(SEAL) ED Rust

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX
DIVISION

In the Matter of the Estate of

William F. Zutz,

Deceased.

ORDER AND NOTICE OF
ORDER DETERMINING
INHERITANCE TAX

Amount of Tax -- \$ _____

Filed August 7th, 19 64

W. F. Zutz
Clerk of Probate

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX DIVISION

NOTICE OF ORDER DETERMINING
INHERITANCE TAX

In the Matter of the Estate of
William F. Zutz

Deceased.

PLUTZER

To the Treasurer of _____ County, and all persons interested in the above named estate:

Please take notice that the Commissioner of Taxation has this day, pursuant to the laws of the State of Minnesota, determined and assessed an inheritance tax upon the transfers of the estate of the above named decedent to the heirs or transferees in the amounts set forth in the attached order.

Dated _____, 19____

ROLLAND F. HATFIELD
Commissioner of Taxation.

By
LOUIS PLUTZER, Director
Inheritance and Gift Tax Division.

Due service of the above notice and order by copy is hereby admitted this _____ day of _____, 19____

Taxpayer, his attorney or other agent.

Due service of the above notice and order by copy is hereby admitted this _____ day of _____, 19____

_____, Treasurer.

_____, County, Minnesota

EXPLANATION OF PROCEDURE

1. The original order and notice of order assessing inheritance tax are on file in the Department of Taxation. One copy of the order and notice or order is sent directly to probate court. Three copies of the order and notice are sent to the taxpayer, the representative of the estate, or their attorney.

2. The taxpayer, the representative or their attorney will retain one copy and sign the admission of service on another. He will deliver one copy to the county treasurer and obtain the treasurer's admission of service. The copy with admissions of service will be returned to the Department of Taxation, Inheritance and Gift Tax Division, Centennial Office Building, St. Paul 1, Minnesota.

3. Pay the tax assessed together with interest, if any, to the treasurer of the county of probate proceedings as directed by the order.

00130823

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
Inheritance and Gift Tax Division
CENTENNIAL OFFICE BUILDING
ST. PAUL 1, MINNESOTA

SAFE DEPOSIT BOX NOTICE AND REPORT

NOTICE

(To be Executed by Lessor)

Re Estate of

William Zutz

Deceased (State given name and surname of married women)

Kimball, Minnesota

Residence

Date of Death December 21, 1962

To the Treasurer of

Stearns

County

Pursuant to Minnesota Statutes, Section 291.20 you are hereby notified that the undersigned on
February 25, 1963 intends to grant access to safe deposit box

No. 154 to Alfred Zutz whose address is
Blue Earth

Persons other than decedent who had access
to said box at the time of decedent's death were none

Whose addresses are

This box has ☐ has not ☒ been entered since death of decedent. Date of entry

Party entering Address

State Bank of Kimball

Bank, corporation, association, person

Date Feb. 25, 1963

By E. Erickson

Kimball, Minnesota

Address

REPORT

(To be Executed by County Treasurer)

Names of those present at the opening and examination:

E. A. Erickson

County Treasurer

Alfred Zutz

son

For estate (Relationship to decedent)

E. E. Erickson

For the bank or trust company

Blue Earth, Minnesota

Address

DESCRIPTION OF CONTENTS OF SAFE DEPOSIT BOX

(Please separate stocks and bonds and list alphabetically; Group U. S. Savings Bonds transferable to each person.)

Abstract of Title to SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1 Twp 121 Range 29Abstract of Title to S $\frac{1}{4}$ NE $\frac{1}{4}$ & Lots 1 & 2 27-122-29

Life Insurance policy issued by Mutual Trust Company to

Hadie Zutz for \$2000.00

Life Insurance policy issued by Bankers Life Insurance Co.
to William Zutz for \$5000.00

CERTIFICATE

We hereby certify from our inspection thereof that the foregoing is a correct description of contents of the said safe deposit box.

Date Feb 28, 1953

Alfred J. Gutz
For the Estate

Stearns for Treasurer
County

INSTRUCTIONS

1. One copy of this report should be sent by the county treasurer to the probate court of the interested county and the original to the Department of Taxation, Insurance and Gift Tax Division, Centennial Office Building, St. Paul 1, Minnesota.
2. If the county treasurer for any reason deems it inadvisable to have the contents of such box delivered at the time of the examination, the treasurer may serve notice upon the safe deposit box company to defer such delivery for ten days. See Minnesota Statutes, Sec. 291.22. See also Sec. 620.05.
3. All contents of box must be fully described. Show stock certificate numbers, number of shares, name of company, class of stock and par value. Show bond numbers, face value, name of debtor, rate of interest, maturity date. Show date and original amount of mortgage, brief legal description of land, name of mortgagor. Show purchase dates, amounts and series of U. S. Savings and Defense Bonds; and names of co-owners or beneficiaries. Report the contents of sealed envelopes and all property claimed by another.

File No. _____

STATE OF MINNESOTA

County of _____

In the matter of the estate of

William J. Gutz Deceased

SAFE DEPOSIT BOX REPORT.

CONSENT TO TRANSFER

Service of the above notice is hereby admitted and consent to granting of access to the safe deposit box described in the notice and certificate is hereby given—effective at once—effective ten days—from date hereof.

County Treasurer

Dated _____

In the case of non-resident decedent, the consent of the Commissioner of Taxation is also required as provided by Minnesota Statutes Sec. 291.19.

Filed 3-26-63

Alfred J. Gutz
Director of Probate

State of Minnesota,

County of Stearns

IN PROBATE COURT.

In the Matter of the Estate of

William P. Zutz, also known as

William Zutz,

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 3rd day of July 1964 upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by Attorney, Glen W. Swenson, and no one appeared in opposition thereto.

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 4th day of June 1964, in the St. Cloud Daily Times. Proof of publication of said notice of hearing and affidavit of 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	\$ 906.51
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$ 23,050.00
Cash from rent of real estate	\$ 1,044.85
Cash from interest and profits	\$ 19.64
Cash from other sources, St. Cloud Canning Company	\$ 22.20
Commodity Credit Corporation from wool program	\$ 16.25
St. Cloud Canning Co.	\$ 1.38
Total receipts from all sources	\$ 25,060.82

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 4,704.04
Expenses of last sickness	\$ 170.10
Funeral expenses	\$ 1,185.00
Taxes	\$ 786.18
Claims of creditors of decedent	\$
Legacies	\$
	\$
Residue on hand for distribution	\$ 18,215.50
Total credits	\$ 25,060.82

001388226

No. 19,592

State of Minnesota,
County of Seane

PROBATE COURT.

In the Matter of the Estate of

William P. Zutz, et al.,
Decedent

Order Allowing Final Account.

Filed this 3rd day of
July, 1964, and
recorded in Book No. of Orders,
on Page

Clerk Judge of Probate.

No. 1508

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 July 3rd,

, 19 64

By the Court,

John Lang
Probate Judge

State of Minnesota,

IN PROBATE COURT

County of StearnsFile No. 19,592

IN THE MATTER OF THE ESTATE OF

William F. Zutz, also known as William
Zutz,

Decedent,

Final Decree of Distribution

The above entitled matter came on to be heard on the 3rd day of July, 1964, 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, Glen W. Swanson,

and no one appeared in opposition thereto.

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

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

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

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

THIRD—That said decedent died testate on the 21st day of December, 1962, 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 \$ 18,215.50 comprising of the following items:

Cash

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

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

None

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

None

FIFTH—That the following named persons are the person is the sole residuary
devisee and legatee of said decedent, and are all
of the persons entitled to the residue of said estate of said decedent, to-wit:

Hadie Zutz, surviving spouse of decedent,

NOW, THEREFORE, On motion of Glen W. Swenson, Attorney for the

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

All thereof to the said Hadie Zutz, surviving spouse of decedent, —
absolutely.

And that the title to the above described real estate

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

None for Assignment.

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

Dated at St. Cloud, Minnesota, this 8th day of September, 19 64

PROBATE
COURT
SEAL

John Lang
Probate Judge.

State of Minnesota,

PROBATE COURT

County of _____

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

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

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

_____ of the Probate Court.

File No. 19,592

State of Minnesota,

County of _____

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Sullivan, et al.,
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.

Deputy.

By _____

Transfer entered this _____ day of _____, 19 _____.

County Auditor.

Deputy.

By _____

Filed this 8th day of September

19 64, and recorded in Book 125

of Decrees, page 175.

John Lang
Judge/Clerk of Probate Court.

No. 331

00130631

State of Minnesota, } ss.
County of WRIGHT Stearns

IN PROBATE COURT

In the Matter of the Estate of
William F. Zutz
Decedent

Petition for Discharge of Executor or Administrator

Your Petitioner respectfully represents and states to the Court:

FIRST—That he is the

Admr.

of the estate of the above named decedent

SECOND—That he has fully complied with all the terms and conditions of the final decree of distribution of the estate of the above named decedent made and filed in this Court; that he has paid over to the distributees named in said final decree all moneys, funds, belonging to them and all the property to them awarded by said final decree; that he has filed vouchers for all payments made and has fully complied with all other orders and decrees of the Court relating to said estate; and that he has in all things well, faithfully, and fully administered said estate and performed all the duties of said trust as such representative.

WHEREFORE, YOUR PETITIONER PRAYS, That he, together with the sureties on his bond, be forever discharged from all further duties and liabilities in the matter of said estate and said trust.

Dated July 3rd, 1964

N. H. Ley

Petitioner

State of Minnesota, } ss.
County of Wright

N. H. Ley

, duly sworn, on oath say that he is

the person who made and signed the foregoing petition; that he has read the same and know the contents thereof; that the same is true of his own knowledge.

N. H. Ley
Notary Public, State Senator,
29th Leg. Dist.
Wright County, Minn.

Subscribed and sworn to before me this 3rd
day of July, 1964

Glen W. Swenson, State Senator, 29th Leg. Dist.

Notary Public Wright County, Minn.

My commission expires Jan. 1st, 1967
(SEAL)

19,592

~~19,592~~

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
William F. Zutz,

Petition for Discharge of Executor
or Administrator and
Sureties

Filed this 8th day of
September, 1964

Roselyn Kuthouse
Probate Clerk

001380633

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of William Zutz, Deceased.

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

N.H. Ley

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

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

Dated this 8th day of September A. D. 19 64

Stearns

John Long
Judge of Probate.

County Minn.

00130634

19,592
IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

William Zutz,
Deceased.

Order Discharging Executor
of ~~Administrator~~ and
Sureties

Filed this 8th day of
September 19 64

Recorded in Book of Orders

Page

Rosemary K. Ruffhouse
Clerk—Judge of Probate.

No. 3580*

State of Minnesota.

ss.

IN PROBATE COURT

County of

I.

County of

the record of order discharging
thereof now remaining in this office and have found the same to be correct transcripts therefrom and of the whole of such
original records.

In Testimony Whereof, I have herunto set my hand and affixed the seal

of said Court, at

day of

A. D. 19

this

of Probate Court.

do hereby certify that I have compared the foregoing copy of
of the Probate Court within and for said
with the original records

0013 0635

ORIGINAL

Countersigned at St. Paul, Minnesota

19 64

that 24 day of August

R. Lloyd F. Hatfield

By

STATE OF MINNESOTA — DEPARTMENT OF TAXATION
INHERITANCE TAX RECEIPT

No. 2106

Estate of Hadie Zutz (William F. Zutz) 8-18 1964
 Received of N. H. Sey
 the sum of Twenty-one Hundred Four + 00/100 Dollars
 in payment of Inheritance Tax as provided by Minnesota Statutes, Chapter 291

Tax 2084.26
 Allowed Interest: from aug 6, 1964 to 19.80
 Total amount of this receipt as above 2104.06
 per order of the Probate Court or Commissioner of Taxation dated August 6, 1964
 County of STEARNS Leo M. Munn
 County Treasurer

MAIL ORIGINAL OF THIS RECEIPT TO COMMISSIONER OF TAXATION TO BE COUNTERSIGNED.
 THIS RECEIPT, WHEN COUNTERSIGNED, SHALL BE USED AS VOUCHER IN SETTLEMENT OF ACCOUNTS.

STATE OF MINNESOTA,

COUNTY OF STEARNS

RE ESTATE OF

William F. Zutz, also known
 as William Zutz,

Decedent.

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be
 heard on Friday, July 3rd, 19 64, at 9 o'clock A. M. by this court in the Court House
 in St. Cloud, Minn.

(Seal)

Dated this 4th day of June 19 64

Glen W. Swenson,
 Attorney.

PROBATE COURT

File No. 19,592

John Long
 Probate Judge.

0013 0636

NOTE: Make this order in duplicate.

File No. 19,592

STATE OF MINNESOTA,
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

William F. Zutz, etc.,
Decedent.

ORDER FOR EXAMINATION OF
FINAL ACCOUNT

Publish in Daily Times

Hearing July 3rd, 19 64

FILED THIS 0 4th DAY
OF June A.D. 1964
Rosalyn Fyrborg
CLERK OF PROBATE

FILED IN PROBATE
COUNTY OF STEARNS
JUL 19 1964
JUL 19 1964
COUNTY OF STEARNS

STATE OF MINNESOTA
COUNTY OF STEARNS

PROBATE COURT

File No. 19,592

Re Estate of

William F. Zutz, also known as
William Zutz, Decedent.

IT IS ORDERED that the petition filed herein to sell ~~the~~ ~~realty~~ ~~be~~ ~~heard~~ ~~on~~ ~~Friday~~
August 30th, 19 63, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

(Seal)

Glen W. Swenson,

Dated this 31st day of July

Attorney.

19 63
Probate Judge.

STATE OF MINNESOTA,

COUNTY OF STEARNS

RE ESTATE OF

William F. Zutz,

Decedent.

IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on
Friday, April 19th 19 63, at 9 o'clock A. M. by this court in the Court House
in St. Cloud, Minn.

IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date
hereof and that said claims be heard on Friday, August 2nd, 19 63, at 9 o'clock
A. M. by this court in the Court House in St. Cloud, Minn.

(SEAL)

Glen W. Swenson,

Dated this 26th day of March

Attorney.

19 63
Probate Judge.

NOTE: Make this order in duplicate.

FILE NO. 19,592

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

William F. Zutz,

Decedent.

ORDER FOR HEARING PETITION
TO ADMIT WILL AND NOTICE
TO CREDITORS

Publish in Daily Times

Hearing Will April 19, 19 63

Hearing Claims Aug. 2nd, 19 63

FILED THIS 26 DAY

OF March A.D. 19 63

Walter R. Peterson
CLERK OF PROBATE

NOTE: Make this order in duplicate.

FILE NO. 19,592

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

Re Estate of

William F. Zutz, etc.,

Decedent.

Order for Hearing Petition To
Sell ~~Realty~~ Realty

Publish in Daily Times

Hearing August 30th, 19 63

FILED THIS 31st DAY

OF July A.D. 19 63

Walter R. Peterson
CLERK OF PROBATE

66900339

State of Minnesota,

County of Stearns

}

IN PROBATE COURT

In the Matter of the Estate of

William F. Zutz,

Decedent.

}

Order Continuing Hearing

On the application of Glen W. Swenson, Attorney for Estate,

IT IS ORDERED, That the hearing on Petition for Allowance of Will,

be, and the same is hereby

continued to the 24th day of May, 19 63, at 10 o'clock A.M., at the

Office of the Probate Court, in the Court House, in the City of St. Cloud, Minnesota, ~~that the hearing be continued to the~~ / /

/ /

Dated this 19th day of April, 19 63


Judge of Probate.

00130840

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

William F. Zutz,
Decedent.

Order Continuing Hearing

On pet. for Allowance of Will

Filed this 19th day of

April, 19 63

Boudyn Kephine
Clerk of Probate.

State of Minnesota,

} ss.

IN PROBATE COURT

County of

Stearns

In the Matter of the Estate of

William Zutz,

} Decedent

ORDER LIMITING TIME

Letters of Administration with Will Annexed of said estate

this day having been granted unto N. H. Ley

of said County, it is ordered that the said N. H. Ley

be, and he is hereby allowed twelve months from and after the date hereof, for the settlement of said estate.

By the Court,

Dated May 27th, 19. 63

(Court Seal)

John Lang
Judge of Probate

00130642

19,592

State of Minnesota,
County of Stearns

PROBATE COURT

In the Matter of the Estate of

William Zutz,

Decedent.

Order Limiting Time to
Settle Estate

Filed this 27th day of

May, 19 63, and

recorded in book

of Orders at Page

Joseph H. Humphreys
Clerk - Judge of Probate

STATE OF MINNESOTA,
COUNTY OF STEARNS

PROBATE COURT
File No. 19,592
RE ESTATE of William F. Zutz, also
known as William Zutz, Decedent.
IT IS ORDERED that the final ac-
count and petition for examination there-
of and for distribution filed herein be
heard on Friday, July 3rd, 1964, at 9
o'clock A.M. by this court in the Court
House in St. Cloud, Minn.
Dated this 2th day of June, 1964.
(SEAL)

JOHN LANG,
Probate Judge.

GLEN W. SWENSON,
Attorney,
Published: June 11, 18, 25, 1964.

STATE OF MINNESOTA,
COUNTY OF STEARNS

ss.

Wilfred F. Miller

being duly sworn on oath says:

that he is, and during all times herein stated has been, the

Bookkeeper

..... of the Times Publishing Company, 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
on Final Account

Order for Hearing

..... 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 columns and sheet form equivalent
in space to at least 430 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 serve has been
done in its known office of publication; that during all said time in its makeup not less than twenty-five
per cent of its news columns have been devoted to local news of interest to the community it purports to
serve; that during all said time it has not wittingly duplicated any other publication, and has not been
entirely made up of patents, plate matter and advertisements; has been circulated in and near its said
place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to
paying subscribers and has entry as second class matter in its local postoffice; and that there has been
on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having
knowledge of the facts, showing the name and location of said newspaper and the existence of the condi-
tions constituting its qualifications as a legal newspaper.

That the Order for Hearing on Final Account

hereto attached was cut from the columns of said newspaper, and was printed and published therein in
the English language, once each week, for three successive weeks; that it was first so published
on Thursday the 11th day of June 19 64
and thereafter on Thursday of each week to and including the 25th
day of June 19 64

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

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this

25th

day of June

19 64

Notary Public, Stearns County, Minnesota.

My Commission expires

Sept. 29th 19 65

0013 0644

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

Of ..Order for Hearing.....

.....on Final Account.....

.....Estate of William F. Zutz.....

.....Decedent.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

FILED THIS 29th DAY
OF June A.D. 19 64
Barbara K. Kuhn
CLERK OF PROCLATE

State of Minnesota,

County of Stearns

File No.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

William F. Zutz

Decedent

Affidavit of Mailing of Order for Hearing

On Hearing for Administration or Probate of Will, if decedent was not born in the United States, mail one copy of order to Foreign Consul or Secretary of State.

ATTACH COPY OF ORDER HERE

STATE OF MINNESOTA,
COUNTY OF STEARNS.PROBATE COURT
File No. 16382RE ESTATE OF William F. Zutz,
Decedent.

IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on Friday, April 19th, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date hereof and that said claims be heard on Friday, August 2nd, 1963, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

(REAL)

Dated this 20th day of March, 1963.

JOHN LANG,
Probate Judge.GLEN W. SWENSON,
Attorney,
Published March 28, April 4, 11, 1963.

State of Minnesota,

County of Wright

Glen W. Swenson

being first duly sworn on oath deposes and says that

on the 11 day of March, 1961,

at Buffalo, Minnesota, in said County and State he mailed one copy of the Order hereto

attached in the above entitled matter, to

(Secretary of State or Foreign Consul)

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

in the U. S. mails at Buffalo, Minnesota

and addressed to the following named persons:

NAME	STREET OR POST OFFICE	CITY	STATE
Nadia Zutz		Kimball	Minnesota
Alfred Zutz		Blue Earth	Minnesota
Clarence Zutz		Kimball	Minnesota
Evelyn Denny		Kimball	Minnesota
Nahel Weber		Granada	Minnesota
Eleanor Denny		Watkins	Minnesota
Lucille A. Wolff		White Park	Minnesota

Subscribed and sworn to before me this

day of

April 19, 1963

Notary Public,

County, Minn.

My commission expires

Notary Public, Wright County, Minn.
My Commission Expires January 1, 1965

Glen W. Swenson

00130646

AFFIDAVIT OF MAILING

ALLOWANCES TO SPOUSE OR MINOR CHILDREN

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:

525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,

- (1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;
- (2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.
- (3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;
- (4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;
- (5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

In all estates where there is a will the following rule applies to the spouse who has not consented to the will:

525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of _____

being first duly sworn on oath deposes and says that on the _____ day of _____, 19____, at _____ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at _____ Minnesota, and addressed to the following:

NAME _____ STREET OR POST OFFICE _____ CITY _____ STATE _____

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public _____ County, Minn.
My commission expires _____, 19____.

File No. 19, 592	State of Minnesota	IN PROBATE COURT	In the Matter of the Estate of	Decedent	AFFIDAVIT OF MAILING	Filed May 24th, 1903
County of Stevens			William J. Gutz			Joseph L. Hulse
						Probate Judge—Clerk

AFFIDAVIT OF MAILING

ALLOWANCES TO SPOUSE OR MINOR CHILDREN

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:

525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,

- (1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;
- (2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.
- (3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;
- (4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;
- (5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

In all estates where there is a will the following rule applies to the spouse who has not consented to the will:

525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of _____

being first duly sworn on oath deposes and says that on the _____ day of _____, 19____, at _____ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at _____ Minnesota, and addressed to the following:

NAME	STREET OR POST OFFICE	CITY	STATE
------	-----------------------	------	-------

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public _____ County, Minn.
My commission expires _____, 19____.

File No. 19,592

State of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
William F. Zutz,

Decedent

AFFIDAVIT OF MAILING

Filed August 30th, 19 63

Probate Clerk

AFFIDAVIT OF MAILING

ALLOWANCES TO SPOUSE OR MINOR CHILDREN

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:

525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,

- (1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;
- (2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.
- (3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;
- (4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;
- (5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

In all estates where there is a will the following rule applies to the spouse who has not consented to the will:

525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of _____

ss.

being first duly sworn on oath deposes and says that on the _____ day of _____, 19____, at _____ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at _____ Minnesota, and addressed to the following:

NAME _____ STREET OR POST OFFICE _____ CITY _____ STATE _____

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public _____ County, Minn.
My commission expires _____, 19____.

File No.

State of Minnesota

County of _____

IN PROBATE COURT

In the Matter of the Estate of

MAILED W. 21112

Decedent

AFFIDAVIT OF MAILING

Filed July 3, 1964

Probate Judge Clerk

Final Account and Petition for Settlement

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

William F. Rutz, also known as
William Rutz Decedent

FINAL ACCOUNT AND PETITION
FOR SETTLEMENT

Date of death December 21st, 1962

Your petitioner respectfully represents and shows to the court:

FIRST—That he is the representative of the estate of the above named decedent.

SECOND—That as such representative he has fully administered the said estate, has paid and satisfied all claims against 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 he herewith renders his final account of said administration, which is as follows, to-wit:

RECEIPTS

	To Be Filled In by the Representative	Not to be Filled In by the Representative
Personal property described in the inventory	\$ 966.51	\$
Personal estate omitted from the inventory	\$	\$
Gain by sales above appraised value	\$	\$
Cash from sales of real estate	\$ 22,050.00	\$
Cash from rent of real estate	\$ 1,044.85	\$
Cash from interest and profits	\$ 7.64	\$ 14.64
Cash from other sources	\$	\$
St. Cloud Canning Company	\$ 22.20	\$
Commodity Credit Corporation from wool program	\$ 16.24	\$
St. Cloud Canning Co. Final Settlement	\$ +	\$ 1.58
	\$	\$
	\$	\$
	\$	\$
Total receipts from all sources	\$ 25,087.44	\$ 25,060.82

DISBURSEMENTS

I. Family

Personal property selected by and turned over to

surviving spouse	\$	\$
Maintenance of family of decedent	\$	\$
Total	\$	\$

II. Expenses of Administration

Loss from sales of personal property at less than appraised valuation

Cash paid to appraisers for services	1/4	\$ 50.00 K	\$
Cash paid for publication of orders	5/6	\$ 18.00 R	\$
Repairs to real estate	7/8	\$ 11.00 K	\$
Cash paid for insurance	9/10	\$ 22.65 R	\$
Expenses of representative	11	\$ 31.57 K	\$
Compensation of representative	12	\$ 1,800.00 K	\$
Fees of Attorney	13	\$ 2,512.00 K	\$
Bond of Representative	14/15	\$ 100.00 R	\$ 116.00 K
Certified copies (Probate Court)	16/22	\$ 18.50 R	\$
Register of Deeds, recording & Deed Stamps	23/25	\$ 67.05 R	\$
Clerical notice for bids	26	\$ 9.77 R	\$
Continuation of abstract	27	\$ 10.50 K	\$
Aid for sale of real estate	28	\$ 9.00 R	\$
Arnold D. Gruys, C.F.A.		\$ 25.00 K	\$
		\$	\$
		\$	\$
Total expense of administration		\$ 7,994.04	\$ 4784.84

III. Expenses of Last Sickness

	VOUCHER No.	AMOUNT
Cash paid for medical attendance	29	108.90
Cash paid for medicines	29	61.20
Cash paid for nursing		
Cash paid for hospital		
Total expenses of last sickness		170.10

IV. Funeral Expenses

Cash paid for undertaker	29	\$	820.00	R
Cash paid sexton		\$		
Cash paid for other necessary services		\$		
Cash paid for burial service	29	\$	30.00	R
Cash paid for monument	30	\$	345.00	R
Cash paid to cemetery		\$		
Total funeral expenses		\$	1,185.00	

5. Taxes

Personal property tax lien at date of death		\$	
Other personal property taxes		\$	
Real property tax lien at date of death		\$	
Other real estate taxes	31/32	\$	713.13R
Federal estate taxes		\$	
Federal income taxes; personal to decedent	33	\$	52.87R
Federal income taxes; fiduciary		\$	
State income taxes; personal to decedent	34/35	\$	10.18R + 10.18R
State income taxes; fiduciary		\$	
Total taxes paid		\$	776.18

VI. CLAIMS OF CREDITORS

Cash paid in settlement of claims of creditors as allowed by the court as follows:

[illegible]

VII. LEGACIES AND BEQUESTS

RECAPITULATION

	RECEIPTS	DISBURSEMENTS	Not to be filled in By Representative RECEIPTS
Total receipts from all sources	\$ 25,060.87		\$
Total disbursements and credits as follows:			DISBURSEMENTS
1. Family	\$ 2,271.00	\$ 4,704.04	
2. Expenses of administration	\$ 170.10		
3. Expenses of last sickness	\$ 1,185.00		
4. Funeral Expenses	\$ 776.38	\$ 786.18	
5. Taxes			
6. Claims of creditors			
7. Specific Legacies	\$ 15,342.12	\$ 18,215.50	
8. Residue of personal prop. for distribution			
9.			
10.			
11.			
12.			
13.			
Total	\$ 25,060.87	\$ 25,060.87	\$

FOURTH—That there is also belonging to said estate for distribution certain real estate as follows:

The homestead of said decedent, in the County of _____, State of
Minnesota, described as follows: _____

NONE.

Also these other tracts and parcels of land in the County of _____,
State of Minnesota, described as follows: _____

NONE.

FOURTH (A)—Personal property for distribution consists of the following items: _____

Cash	\$15,342.12	18,215.50
Savings Certificate No. 1790 of State Bank of		
Kimball, Minn., dated April 23rd 1962	300.00	
Total	\$15,742.12	

(Cash \$18,215.50) R

FIFTH—That said decedent died on the 21st day of December, 1962,

testate, and left his surviving wife, Nadie Zutz, and the following children:

Alfred Zutz
Clarence Zutz
Evelyn Donnay
Nabel Weber
Eleanor Donnay
Lucille A. Wolff

who are heirs
of said decedent, and the persons entitled to the residue of said estate.

WHEREFORE, your petitioner prays the order of this court fixing a time and place for the hearing of this petition and an examination of his final account, and the settlement and allowance of the same; and that upon said hearing the court issue its final decree assigning the residue of said estate to the persons thereunto entitled.

Date June 3, 1964

M. H. Ley

Petitioner

STATE OF MINNESOTA

County of Wright

M. H. Ley

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

Subscribed and sworn to before me this

3rd day of June, 1964

M. H. Ley

Representative

Glen W. Swenson
Glen W. Swenson, State Senator
Twenty-ninth Legis. Dist. Notary Public

Wright County, Minn.

My commission expires January 1, 1967.

NOTE (1) Insert "Sole devisee" or "All the heirs at law" as the case may be.
NOTE (2) Number your receipts and enter them in your (voucher No.) column.

State of Minnesota,

County of Stearns.

PROBATE COURT

In the Matter of the Estate of

William F. Zutz, also known as
William Zutz, Decedent

Final Account and Petition for
Hearing and Allowance
Thereof

Thercof

Attorney for Petitioner

Filed this 4th day of June, 1964

Clerk of Probate

State of Minnesota.

County of Stearns

38.

IN PROBATE COURT

In the Matter of the Estate of

Arella Eisenstein

Decedent.

Petition for Administration

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner^s, Edwin Eibensteiner, Amelia Boeckers and Frank Eibensteiner
respectfully represents and states to the Court:

First—That your Petitioner ^{are} ~~is~~ a resident of R. N. Sauk Centre
in the County of Stearns State of Minnesota, and ^{are} ~~is~~ an adult who ^{have} ~~has~~ an
interest in whatever estate the decedent above named may have left at the time of ~~her~~ ^{his} death, to-wit:
children and heirs-at-law.

Second—That said decedent was born in the Country of United States
and died at Melrose Hospital, Melrose, State of Minnesota on the
1st day of October, 1961, aged 74 years and was
at the time of her death a native of Minnesota, and
a citizen of the Country of United States, and a
resident of R.R. Sauk Centre County of Stearns, State of
Minnesota, and was the owner of estate in the County of Stearns
State of Minnesota, at the time of her death.

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

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

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

That said estate included real estate of the estimated and probable value of \$4,200.00 consisting principally of lands in the County of Stearns, State of Minnesota, described as follows, to-wit:

1. Homestead in NONE County, Minnesota, as follows:

A. City Property

(Gyre Area)

2

(or)

B. Rural Property

(Give Area)

5

- 2.
- Real Estate other than Homestead:*

A. City Property

Lots without Buildings \$

City Property

Lots with Buildings \$

B. Rural Proper

Acres improved land \$ 4,200.00

Rural Property

Acres unimproved land \$

Fifth—That the probable amount of the debts of decedent is \$ 3,300.00

Affidavit of Publication

State of Minnesota }
County of Stearns } ss.

STATE OF MINNESOTA,
COUNTY OF STEARNS.

PROBATE COURT
File No. 19,593

RE ESTATE OF Amalia Eibensteiner,
also known as Amelia Eibensteiner,
Decedent.

IT IS ORDERED that the petition for
general administration filed herein be
heard on Friday, April 19th, 1963, at
9 o'clock A.M. by this court in the
Court House in St. Cloud, Minn.

IT IS ORDERED that creditors of
decendent file their claims in this court
within four months from the date hereof
and that said claims be heard on Fri-
day, August 2nd, 1963, at 9 o'clock
A.M. by this court in the Court House
in St. Cloud, Minn.

Dated this 26th day of March, 1963.
(SEAL)

JOHN LANG,
Probate Judge,
BURNS, BURNS & RAWLINGS,
Attorneys,
Pub. Mar. 28, April 4, 11, 1963.

Donald Volkmuth, being duly sworn, on oath says; that he is, and during all the
times herein stated has been the printer and publisher of the newspaper known as
the Photo News, and has full knowledge of the facts hereinafter stated; that

for more than one year prior to the publication therein of the Probate

Notice of Re Estate of Amalia Eibensteiner, also known

as Amelia Eibensteiner, Decedent

hereinafter described, said newspaper was printed and published in the City of
St. Cloud, in the County of Stearns, State of Minnesota, on Thursday of each
week; that during all said time said newspaper has been printed in the English
language from its known office of publication within the City of St. Cloud, in
the County of Stearns, State of Minnesota, from which it purports to be issued
as above stated in column and sheet form equivalent in space to at least 450 run-
ning inches of single column, two inches wide; has been issued on Thursday of
each week from a known office established in said place of publication and equipped
with skilled workmen and the necessary material for preparing and printing the
same; that during all said time in its makeup not less than twenty-five 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 made up entirely of patents, plate matter and adver-
tisements; 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 sub-
scribers and has entry as second class matter in its local postoffice; that there has
been a copy of each issue mailed to the Minnesota Historical Society; 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 lo-
cation of said newspaper and the existence of the conditions constituting its quali-
fications as a legal newspaper.

That the Probate Notice of Re Estate of Amalia Eiben-

steiner, also known as Amelia Eibensteiner, Decedent,

hereto attached was cut from the columns of said newspaper, and was printed and

published therein in the English language, one each week, for 3 successive

weeks; that it was first so published on Thursday, the 28th day of March

1963, and thereafter on Thursday of each week to and including the 11th

day of April 1963; and that the following is a

printed copy of the lower case alphabet from A to Z, both inclusive, and is here-
by acknowledged as being the size and kind of type used in the composition and
publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

Donald H. Volkmuth

Subscribed and sworn to before me this 18 day of April 1963

Notary Public, Charles B. Jensen County, Minnesota

My Commission expires -----, 1963

My Commission Expires Oct. 30, 1966
Stearns County

001420658

19.573

STATE OF MINNESOTA
County of Hennepin

PROBATE COURT

In the Matter of the Estate of

Amalia E. Gustafson

Decedent. ~~Ward~~

FILED THIS 18th DAY
OF April, 1943
Charles R. Gustafson
CLERK OF PROBATE

00140659

State of Minnesota,

IN PROBATE COURT,

County of Stearns

IN THE MATTER OF THE ESTATE OF
 Amalia Eibensteiner, also known as
 Amalia Eibensteiner.

Decedent.

Order Granting Administration

Eibensteiner

The petition of Edwin Eibensteiner, Amalia Hoeckers and Frank / praying that letters of
 administration upon said estate be granted to Frank Eibensteiner

came duly on for hearing at a Special Term of this Court, held on the

19th day of April 1963. Said petitioner appeared

in person and by Attorneys, Burns, Burns & Rawlings,

and no one appeared in opposition.

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

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

as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 1st day of October 1961

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

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

Therefore, It is ordered that said petition be granted and Frank Eibensteiner
 be and hereby is appointed Administrator of the estate of said decedent, and
 that letters of administration issue to him upon his filing the
 oath by law required and a bond in this Court in the penal sum of Three Thousand and no/100 - - -
 - - - - - (\$3,000.00) - - - - - Dollars, with sureties to be approved by the Judge of this
 Court conditioned according to law.

By the Court,

Dated April 19th, 1963

(Court Seal)

John Long
 Judge of Probate

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Amalia Eibensteiner, etc.,
Decedent.

Order Granting Administration

Filed the 19th day of

April 1963

Recorded in Book of orders

page

Kathleen H. Hunsaker
Clerk/Judge of Probate

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Amalia Eibensteiner, also known as
Amelia Eibensteiner,

Decedent.

LETTERS OF ADMINISTRATION

Decedent died on October 1st, 1961

Frank Eibensteiner

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

Now therefore, the said Frank Eibensteiner

is hereby appointed administrator of the estate of Amalia Eibensteiner, as aforesaid,
decedent, with full powers and duties as follows:

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

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

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

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

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

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

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

Dated April 24th, 1963 By the Court,

John Long
Judge of Probate.

SEAL

State of Minnesota,

County of _____

} ss.

IN PROBATE COURT

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

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

this

day of _____, A. D. 19____.

Judge of Probate.

IN PROBATE COURT

In the Matter of the Estate of

Amalie Eisensteiner, etc.,
Decedent.

LETTERS OF ADMINISTRATION

Filed this 24th day of
April, 1906 and
recorded in Book M of Letters
on page 530

Joseph H. Harkness
Clerk-Judge of Probate.

No. 3517*

Minnesota

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

KANSAS CITY CHICAGO SIOUX FALLS
DALLAS PALO ALTO

BOND AND OATH OF ADMINISTRATOR, EXECUTOR AND GUARDIAN, INCLUDING SALE OF REAL ESTATE

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

ANALIN EIBENSTEINER, aka Annelie Eibensteiner

☐ Minor(s) ☐ Incompetent ☐ Deceased

KNOW ALL MEN BY THESE PRESENTS:

BOND No. 22-PID-24170

That we, Frank Eibensteiner, as Principal, and the WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is authorized to contract as Surety upon bonds in said State of Minnesota, as Surety, are held and firmly bound unto Honorable John Lang, as Judge of Probate of the County of Stearns, Minnesota, in the sum of

Three Thousand (\$ 3,000.00) DOLLARS,

(NOT VALID IF FILLED IN FOR MORE THAN \$500,000.00)

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

THE CONDITION OF THIS OBLIGATION IS SUCH: That if the above bounden Principal, who has been appointed representative of the estate of the above named decendent, shall well and faithfully discharge all the duties of his trust as representative of said estate according to law, then this obligation shall be void, otherwise it shall remain in full force and virtue.

IN WITNESS WHEREOF, Said Principal has hereunto affixed his hand and seal; and the said Surety has caused these presents to be signed by its M. Hammond, As Secy and its corporate seal to be hereto attached by authority of its Board of Directors, this 19th day of April, 19 63.

Signed, Sealed and Delivered in Presence of
Witness to Principal

Frank Eibensteiner

Principal

Sandra Leary

Victoria Kurbik

Witness to Surety

WESTERN SURETY COMPANY

By

Countersigned

By

M. Hammond, As Secy
Minnesota Resident Agent

STATE OF MINNESOTA

County of Stearns

On this 19th day of April, 19 63, before me personally appeared Frank Eibensteiner, 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.

My Commission Expires

, 19

Victoria Kurbik
Notary Public,

County, Minnesota

STATE OF SOUTH DAKOTA

ACKNOWLEDGMENT OF SURETY
(Corporate Officer)

County of Minnehaha

On this 19th day of April, 19 63, before me appeared

to me personally known, who being by me duly sworn, did say that he is the aforesaid officer 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 the aforesaid officer, by authority of its Board of Directors; and the aforesaid officer acknowledged said instrument to be the free act and deed of said corporation.

My Commission Expires

, 19

J. E. Akers
Notary Public, Minnehaha County, South Dakota

APPROVAL

I hereby approve the within Bond and the Surety thereon, this 24th day of April, 19 63

John Long
Probate Judge

OATH OF REPRESENTATIVE

STATE OF MINNESOTA } ss
County of Stearns

I, Frank Eibensteiner 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 the above named Amalia Eibensteiner, as aforesaid, to the best of my ability and according to law, so help me God.

Frank Eibensteiner

Subscribed and sworn to before me this 19th day of April, 19 63
My Commission Expires VICTORIA WITENBERG
Notary Public, Stearns County, Minnesota
19 Notary Public, Stearns County, Minnesota

WESTERN SURETY COMPANY
One of America's Largest Surety Companies
NATIONWIDE SERVICE REPRESENTATIVE

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

BOND AND OATH OF
ADMINISTRATOR,
EXECUTOR AND
GUARDIAN,

Including Sale of Real Estate

In the Matter of the Estate of
Amalia Eibensteiner, etc.,

☐ Minor(s) ☐ Incompetent
☒ Deceased

Filed the 24th day of
April, 19 63, and said
bond recorded in Book of

Bonds, page of Probate
Records.

Clerk

Josephine Thelander
☒ Clerk ☐ Judge of Probate

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, also known as
Amelia Eibensteiner,

Decedent.

Order Appointing Appraisers

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

It is ordered that T. G. Wurst

and

H. A. Behnen

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

Dated this 19th day of April, 1963.

(PROBATE COURT SEAL)

John Long
Probate Judge.

00140666

No. 19,593

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, etc.,
Decedent.

Order Appointing Appraisers

Filed April 19th, 1963

Roselyn Hirsch
Probate Judge-Clerk.

No. 2679½*

001480667

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No.

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, also known as
Amelia Eibensteiner,

Decedent

INVENTORY AND APPRAISAL

Date of Death October 1st, 1961

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

U. A. Behnen

I, Theodore G. Wurst, and

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

Subscribed and sworn to before me this

18th day of March, 1964

Virgil Silbernack
Notary Public, Stearns County, Minn.
My commission expires July 4th, 1964

(SEAL)

Theodore G. Wurst

Theodore G. Wurst

U. A. Behnen

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit:	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(give acreage)	\$	\$
NONE		
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		\$
AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE FOLLOWING:		
The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27), Township One Hundred Twenty-five (125), Range Thirty-four West (34 W), less and except that portion described as follows - Commencing at southwest corner of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section Twenty-seven (27), thence East Eighty (80) rods, thence Northwesterly thirty-nine (39) rods, thence Southwesterly to point of beginning, this exception being 2 $\frac{1}{2}$ acres, more or less.		1250 ⁰⁰
ALSO, AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE FOLLOWING: The North $\frac{1}{2}$ rods of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section Thirty-four (34), Township One Hundred Twenty-five (125) North, Range Thirty-four (34) West.		75 ⁰⁰
FORWARDED		

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	\$	\$	\$
<i>Total Value of Mortgages, Bonds, Notes, etc.</i>			\$

CLASS VI—All other Personal Property:

SUMMARY

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

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

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

Respectfully submitted,

Frank Eibensteiner

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.
 Frank Eibensteiner

being duly sworn, on oath say, 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
 18th day of April, A. D. 1964
 Harry L. Burns
 Notary Public, Stearns County, Minn.
 My commission expires July 16, 1969
 Frank Eibensteiner
 Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }
 County of Stearns }
 We, the undersigned appraisers, duly appointed by the Probate Court of Stearns County, Minnesota, to appraise the estate of Amalia Eibensteiner, as aforesaid, 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 18th day of March, A. D. 1964

Theodore G. Hurst
 Theodore G. Hurst
 H. A. Schenck
 Appraisers

File No. 12,593

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, etc.,

Decedent

Inventory and Appraisal

Total Personal - \$

Total Real Estate - \$

Total Appraisal - \$

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

Deputy-Treasurer of
 County, Minnesota

Filed this 3rd day of April, A. D. 1964

Rodger K. Hoffmann
 Probate Clerk

Attorney

No. 2487

STATE OF MINNESOTA
DEPARTMENT OF TAXATION
INHERITANCE AND GIFT TAX DIVISION
St. Paul 1, Minnesota

State of Minnesota,

County of

Stearns

INHERITANCE TAX RETURN

Decedent Abella Eisenstein, aka AbellaEisensteinDate of Death October 1st, 1961

The undersigned hereby returns information concerning the decedent and concerning all transfers of property by the decedent or by reason of his death which may be subject to inheritance tax as defined by Minnesota Statutes Chapter 291.

GENERAL INFORMATION

- (1) Decedent's residence at date of death R. R. Bank Center, Minnesota
Street City State
- (2) Place of death Melrose Hospital Birthdate 2-8-1897 Place of birth Albany, Minnesota
Melrose, Minnesota
- (3) Business or occupation Housewife
- (4) Married, single, separated, widowed or divorced at date of death widowed
- (5) The name, relationship to decedent and birthdate of spouse, children, or issue of deceased children of decedent, is as follows: (Do not answer if information appears on petition for probate.)

NAME	RELATIONSHIP	DATE OF BIRTH

- (6) Did decedent have access to a safe deposit box or other place of safekeeping at the time of his death? No
- A. Name and address of bank or other depository - - -
- (7) Did the undersigned person or persons filing return make diligent and careful search for property of every kind left by decedent and for information as to any transfer of a material portion of decedent's property during his lifetime without an adequate and full consideration in money or money's worth? Yes
- (8) Will there be Minnesota probate proceedings? Yes
- (9) Do any of the surviving joint tenants on Schedule I claim that they furnished adequate and full consideration or any portion thereof in money or money's worth toward purchase or acquisition of the joint property? - - -
- Was any of the property held by decedent and others as joint tenants acquired by them by gift or inheritance from a third person? - - -
- Give details of such claims on Schedule I or by separate affidavit.

INSTRUCTIONS

1. **STATUTES:** The inheritance tax law appears in Minnesota Statutes, Chapter 291. Taxable transfers are defined in Minnesota Statutes 291.01. Filing an inheritance tax return is required by Minnesota Statutes 291.12.
2. **USE AND PROCEDURE:** This return will be used in all estates to report all transfers from deceased persons to heirs or beneficiaries which are not included in the inventory in a Minnesota probate proceeding.
 - A. If there is a Minnesota probate proceeding (general administration, special administration, summary distribution, or petition for decree of descent), the return will be filed with probate court. If a tax may be due, or if a waiver of inheritance tax lien from the commissioner is needed, prepare the return in duplicate.
 - B. If there is no Minnesota probate proceeding, only an original return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, St. Paul 1, Minn. **DO NOT FILE IN DUPLICATE.**
 - C. If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence (Form D, of T. EG 1019), furnished by the Commissioner of Taxation, must be filed with this return. In such case, this return will disclose the detail of transfers of property having situs in Minnesota, and the total value of transfers in each class of property having situs elsewhere.
3. **DETERMINATION OF TAX:** The court will determine the tax upon property included in the probate proceeding. The department will determine the tax upon the transfers disclosed in the return.
4. The representative of the estate or other person executing the return is obliged to report all transfers which may be subject to tax. Each schedule of the return is to be construed as a question which must be answered by describing the transfers or by stating that there were none of this class, if such is the case.
5. Satisfaction or waiver of inheritance tax lien upon the transfer of joint tenancy property can be obtained from the Department of Taxation by use of the Affidavit of Survivorship, Joint Tenancy or Remainderman, D. of T. EG 1018, which may be purchased from a legal stationer. **FILE IN DUPLICATE.**
6. If space in any schedule is insufficient, additional schedules in like form may be attached.
7. The value of all properties transferred and reported herein is the full and fair market value on date of death.

COMMISSIONER OF TAXATION
Director, Inheritance and Gift Tax Division

00440672

SCHEDULE 1—PROPERTY HELD IN JOINT TENANCY

All property of whatever kind, whether real estate, personal property, bank accounts, U. S. Savings Bonds, etc., in which the decedent held an interest at the time of his death as a joint tenant or as co-owner with right of survivorship, must be disclosed in this schedule.

Claims of consideration furnished by the survivor, or claims of creation of the joint tenancy by gift or inheritance must be stated in an affidavit giving verifiable details showing the source, nature, amount and

proportion of the survivor's contribution. Exhibits submitted to prove claim will be returned upon request. The homestead of decedent, if included in any of the schedules, must be identified before the exemption in favor of spouse or minor or dependent children can be allowed. Excess homestead area, if any, must be separately described and valued.

Please group all properties transferred to each surviving joint tenant.

Date of Transfer to Joint Tenancy	Description of Property (Legal description of Land; Street Address of City Realty; Acreage of Rural Land). Specify <i>Idena</i> , if any. Homestead must be designated.	Surviving Joint Tenant (Give Name and Relationship to Decedent)	Assessor's Full and True Value of Realty Or Gift Value of Securities On Date of Death	Gross Market Value of Whole Property
SAMPLE: 6-21-50	Lot 1, blk. 1, Lief's Add. to St. Paul, Ramsey Co., Minn., 6000 Montclair Rd., St. Paul. Homestead. Mortgage, \$1,000.00	Mary Doe, wife	\$3,800.00	\$12,500.00
7-5-57	100 shares General Motors Co., common \$100 par Certificate No. 1392816	John Doe, son	N. Y. S. E. 75 1/2	\$7,550.00
	NONE			

Total (Col. 5.)	-	-	-	-	-	-
Less Liens (Col. 2.)	-	-	-	-	-	-
Net	-	-	-	-	-	-

SCHEDULE II — INSURANCE

Report all life and accident insurance proceeds payable on the death of the decedent to named beneficiaries. Do not include insurance payable to estate.

³This schedule should not include contracts reportable on Schedule III.

SCHEDULE III — ANNUITIES, DEPOSITS, ETC.

Report all other types of contracts with insurance companies, or others, transferred or payable on decedent's death, including the following: annuities, pensions and retirement funds; supplemental contracts or deposits (which may be proceeds of insurance policies or annuities received from a prior decedent or matured endowment policies, etc.); and cash value of insurance policies on life of another.

which may have been assigned to this decedent. Where pension plans meet Sec. 401 (a) IRC 1954 requirements, so state. Show employee and employer contributions, cost, amount and method of payments to be made. Submit copies of Plans which do not meet said requirements.

SCHEDULE IV—TRANSFERS BY THE DECEDENT

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A., B., or C.)

A. Transfers in contemplation of death:

Report transfers or gifts by decedent before his death, which are in the nature of a final disposition in anticipation of death. It is presumed that a transfer of a material portion of decedent's property within three years prior to death is made in contemplation of death.

Report gifts made by decedent during his lifetime which total more than \$3,000 to one donee in any calendar year.

B. Transfers intended to take effect in possession or enjoyment at or after death:

Report transfers of property by deed, trust or agreement in which the decedent had retained a life estate, or all or part of the income for life, or a power of revocation.

Report transfers in which the beneficiary's possession or enjoyment takes effect at or after decedent's death or in which the deed or instrument of title is delivered or recorded at or after decedent's death.

NOTE: Under both A. and B. copies of trust instruments must be attached to the return as exhibits. If it is claimed that any transfer is non-taxable, detailed verified statements of the claim must be submitted.

C. Powers of Appointment:

Report the property in respect to which the decedent held a power of appointment at any time. Attach a copy of the instrument granting the power of appointment to the decedent and a schedule of the assets subject to the power at date of death, together with the values of such assets.

Did the decedent exercise the power?

Attach a copy of the instrument exercising the power unless it is a will previously filed for probate. If the power had been relinquished by decedent, attach a copy of the instrument.

(LIST TRANSFERS ON NEXT PAGE)

SCHEDULE IV—TRANSFERS BY THE DECEDENT (Continued)

(If any transfer is considered not taxable, so designate. Otherwise designate whether transfer is taxable under A., B. or C.)

Date of Transfer	Description of Property Transferred (Legal Description of land; Street Address of City Realty; Acreage of Rural Land). Specify Liens, if any.	Transferee and Relationship to Decedent	Decedent's Full and True Value of Realty or Full Value of Securities on Date of Death	Gross Fair Market Value
	NONE			
Total (Col. 5.) -				
Less Liens (Col. 2.) -				
Net				

SCHEDULE V—MISCELLANEOUS

Report the transfer of any property belonging to the decedent which has not been included in a Minnesota probate proceeding and has not been otherwise reported in Schedules I to IV of this return. (In the

event of no probate, this schedule may include automobiles, household goods, personal effects, U. S. Postal Savings, U. S. Savings Bonds and other tangible or intangible personal property, if any.)

Description of Property (Specify Liens, if any)	Transferee, Heir or Beneficiary Relationship to Decedent	Full and Fair Market Value on Date of Death	Net Value After Liens
NONE			

I, Frank Eibensteiner
the executor, administrator, or transferee, custodian or trustee of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that, to the best of my knowledge,

information and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown on the foregoing schedules are full and fair market values as of the date of the decedent's death.

Subscribed and sworn to before me this 19th day of April, 19 63

(Signature) Frank Eibensteiner

Harry E. Bures
Notary Public, County of Stearns
My commission expires July 12, 1969

(Address) Route 1
Sauk Centre, Minnesota

File No. 19-593

State of Minnesota,

County of Stearns

Re: Estate of

Amalia Eibensteiner, et al.
Decedent

**INHERITANCE TAX RETURN
DEPARTMENT OF TAXATION**

Filed April 24th, 1963

Joseph J. Douthett
Clerk of Probate Court

Attorney

Address

State of Minnesota,

County of Stearns

}

IN PROBATE COURT.

In the Matter of the Estate of

Amalia Eibensteiner, also known as
Amelia Eibensteiner, Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 1st day of May 1964, 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, Burns, Burns & Rawlings, and no one appeared in opposition thereto.

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 7th day of April 1964 in the Photo News- Proof of Publication of said notice of hearing and affidavit of service by mail having been filed in this Court.

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

RECEIPTS

Personal estate as described in the inventory	\$
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
Advanced by representative	\$ 660.64
	\$
Total receipts from all sources	\$ 660.64

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 178.25
Expenses of last sickness	\$
Funeral expenses	\$ 482.39
Taxes	\$
Claims of creditors of decedent	\$
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$
Total credits	\$ 660.64

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

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

Dated May 1st, 1964

By the Court,

John Long
Probate Judge

No. 19,593

State of Minnesota,

County of Stevens

PROBATE COURT.

In the Matter of the Estate of

Amalia Eibensteiner, etc.,
Decedent

Order Allowing Final Account.

Filed this 1st day of
May, 1964, and
recorded in Book No. of Orders,
on Page

Robert J. Kuehn
Clark-Judge of Probate.

No. 1008*

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No. 19,593

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, also known as

Amelia Eibensteiner,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 1st day of May, 1964, 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. Burns, Burns & Rawlings, 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 debts due to said estate have been paid by the Court/ to the State of Minnesota/ and that said representative has filed his final account herein which has been settled and allowed by the Court.~~

THIRD—That said decedent died in testate on the 1st day of October, 1961, and at the time of her death decedent was a resident of the County of Stearns and State of Minnesota.

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

(A) Personal property of the value of \$ None comprising of the following items:

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

None

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

An undivided one-third (1/3) interest in the following:

The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27), Township One Hundred Twenty-five (125), Range Thirty-four West (34 W), less and except that portion described as follows - commencing at Southwest corner of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section Twenty-seven (27), thence East Eighty (E 80) rods, thence Northwesternly thirty-nine (NWly 39) rods, thence Southwesterly to point of beginning, this exception being 2 $\frac{1}{2}$ acres, more or less.

Also, an undivided one-third (1/3) interest in the following:

The North 4 $\frac{1}{2}$ rods of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section Thirty-four (34), Township One Hundred Twenty-five (125) North, Range Thirty-four (34) West.

FIFTH—That the following named persons are the heirs-at-law

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

Carl Eibensteiner, Amalia Boeckers, Edwin H. Eibensteiner and
Frank Eibensteiner, children of decedent.

NOW, THEREFORE, On motion of Burns, Burns & Rawlings, 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:

None for Distribution.

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:

An undivided one-fourth (1/4) interest thereof to each of the said Carl Eibensteiner, Amalia Boeckers, Edwin H. Eibensteiner and Frank Eibensteiner, children of decedent, in fee simple.

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 and 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 1st day of May, 19 64

PROBATE
COURT
SEAL

John King
Probate Judge.

State of Minnesota,

ss.

PROBATE COURT

County of _____

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

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

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

_____ of the Probate Court.

File No. 19,593

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, etc.,
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 _____ day of _____, 19 _____, and recorded in Book _____ of Decrees, page _____

11444444 Clerk of Probate Court.

No. 3331

0014 0681

STATE OF MINNESOTA,

COUNTY OF STEARNS

PROBATE COURT

FILE NO. 19,593

RE ESTATE OF

Amalia Eibensteiner, also known as
Amelia Eibensteiner, ~~Wife~~ Decedent.

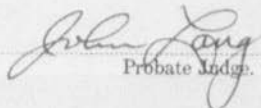
ORDER DISCHARGING
REPRESENTATIVE-GUARDIAN

Frank Eibensteiner

the Representative herein, having complied with all the orders and decrees of the court and with the provisions of law and having fully discharged his trust,

IT IS ORDERED, that said representative ~~guardian~~ and his sureties herein are hereby finally discharged and that the representative's ~~guardian's~~ bond is hereby cancelled.

Dated May 6th, 19 64


Probate Judge.

(COURT SEAL)

00140682

FILE NO. 19,593

STATE OF MINNESOTA,
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

Amalia Eibensteiner, etc.,
~~Attest~~ Decedent.

ORDER DISCHARGING
REPRESENTATIVE ~~GUARDIAN~~

Filed this 6th day of May

19 64, and Recorded in Book

on Page thereof.

Baselyn Kuyhouse
Clerk of Probate.

001480683

STATE OF MINNESOTA,

COUNTY OF STEARNS

PROBATE COURT

File No. 19,593

RE ESTATE OF

Amalia Eibensteiner, also known as
Amelia Eibensteiner,

Decedent.

Friday, April 19th,
in St. Cloud, Minn.

IT IS ORDERED that the petition for general administration filed herein be heard on
19 63, at 9 o'clock A. M. by this court in the Court House

IT IS ORDERED that creditors of decedent file their claims in this court within four months from the date
hereof and that said claims be heard on Friday, August 2nd,
A. M. by this court in the Court House in St. Cloud, Minn. 1963, at 9 o'clock

(SEAL)

Dated this 26th

day of

March

19 63

Burns, Burns & Rawlings,

Attorney. S

Probate Judge.

STATE OF MINNESOTA,

COUNTY OF STEARNS

PROBATE COURT

File No. 19,593

RE ESTATE OF

Amelia Eibensteiner, also known
as Amelia Eibensteiner,

Decedent.

IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be
heard on Friday, May 1st, 19 64, at 9 o'clock A. M. by this court in the Court House
in St. Cloud, Minn.

(Seal)

Dated this 7th

day of

April 19 64

Burns, Burns & Rawlings,

Attorney. S

Probate Judge.

NOTE: Make this order in duplicate.

File No. 19,593

STATE OF MINNESOTA,
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

Amelia Eibensteiner, etc.,
Decedent.

ORDER FOR EXAMINATION OF
FINAL ACCOUNT

Publish in Photo News

Hearing May 1st, 19 64

FILED THIS 7th DAY

OF April A.D. 1964

CLERK OF PROBATE

NOTE: Make this order in duplicate.

FILE No. 19,593

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT

RE ESTATE OF

Amelia Eibensteiner, aka
Amelia Eibensteiner, Decedent.

ORDER FOR HEARING PETITION
FOR ADMINISTRATION AND
NOTICE TO CREDITORS

Publish in Photo News-St. Cloud

Hearing Adm. April 19th. 19 63

Hearing Claims Aug. 2nd 19 63

FILED THIS 26th DAY

OF March A.D. 19 63

CLERK OF PROBATE

State of Minnesota,

County of Stearns

}

IN PROBATE COURT

In the Matter of the Estate of

Amalia Eibensteiner, also known as
Amelia Eibensteiner,

Decedent

ORDER LIMITING TIME

Letters of Administration of said estate

this day having been granted unto Frank Eibensteiner

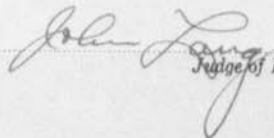
of said County, it is ordered that the said Frank Eibensteiner

be, and he is hereby allowed twelve months from and after the date hereof, for the
settlement of said estate.

By the Court,

Dated April 24th, 1963

(Court Seal)


Judge of Probate

001480686

State of Minnesota,County of Stearns**PROBATE COURT**

In the Matter of the Estate of

Amalia Eibensteiner, etc.,Decedent.**Order Limiting Time to
Settle Estate**Filed this 24th day ofApril, 1963, and

recorded in book _____

of Orders at Page _____


Clerk—Judge of Probate

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, also known
as Amalia Eibensteiner, Decedent.

State of Minnesota,

County of Stearns

} ss.

Harry E. Burns

being duly sworn, on oath says; that he is the attorney for the representative
in the matter above entitled and has full knowledge of the facts herein set forth; that
on the 17th day of April 1964, he mailed a true
copy of the printed Order hereto attached and made a part hereof by enclosing it in a sealed envelope and

depositing the same in the Post Office at the City of St. Cloud,
County and State aforesaid, postage prepaid, addressed to each of the following named persons at their respective addresses
stated below; and that they are all of the heirs at law of the above named decedent all of the legatees and devisees
named in the will of said decedent whose names and addresses he has been able to ascertain after due diligence, to-wit:

Names

Addresses

Names

Addresses

Carl Eibensteiner

Route 1
Sauk Centre, Minnesota

Amalia Boeckers

Route 3
Sauk Centre, Minnesota

Edwin H. Eibensteiner

Route 1
Sauk Centre, Minnesota

Frank Eibensteiner

Box 33
Greenwald, MinnesotaSTATE OF MINNESOTA,
COUNTY OF STEARNS,PROBATE COURT
File No. 19,393RE ESTATE OF Amalia Eibensteiner,
also known as Amalia Eibensteiner,
Decedent.

IT IS ORDERED that the final account
and petition for examination thereof
and for distribution filed heretofore
be heard on Friday, May 1st, 1964, at
9 o'clock A.M. by this court in the
Court House in St. Cloud, Minn.

Dated this 7th day of April, 1964.
(SEAL)

JOHN LANG,
Probate Judge.

BURNS, BURNS & RAWLINGS,
Attorneys.
Published April 16, 23, 30, 1964.

Subscribed and sworn to before me this 17th
day of April, 1964.

Victoria Weisbrich

Notary Public, Stearns County, Minn.

My commission expires

19

VICTORIA WEISBRICH

Notary Public, Stearns County, Minnesota.
My Commission Expires October 20, 1967

Harry E. Burns

001480888

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Amalia Eibensteiner, etc.,
Decedent.

AFFIDAVIT OF SERVICE
BY MAIL

Filed this 1st day of
May, 19 64

Berlyn K. Kunkin
Clerk—Judge of Probate.

Affidavit of Publication

State of Minnesota }
County of Stearns } ss.

William P. Moline,

~~XXXXXX~~ being duly sworn, on oath says; that he is, and during all the times herein stated has been the printer and publisher of the newspaper known as the Photo News, and has full knowledge of the facts hereinafter stated; that

Probate No-

for more than one year prior to the publication therein of the
tice of Re Estate of Amalia Eibensteiner, also known
as Amelia Eibensteiner, Decedent.

hereinafter described, said newspaper was printed and published in the City of St. Cloud, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the City of St. Cloud, in the County of Stearns, State of Minnesota, from which it purports to be issued as above stated in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued on Thursday of each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same; that during all said time in its makeup not less than twenty-five 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 made up entirely of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; that there has been a copy of each issue mailed to the Minnesota Historical Society; 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.

Re Estate of Amalia Eibensteiner, also known

That the- as Amelia Eibensteiner, Decedent.

hereto attached was cut from the columns of said newspaper, and was printed and

published therein in the English language, one each week, for - 3 - successive

weeks; that it was first so published on Thursday, the - 16th - day of - April - 19-64 - 30th

19-64 -, and thereafter on Thursday of each week to and including the -

day of - April - 19-64 -; and that the following is a

printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this - 22 - day of - April - 19-64 -

Notary Public, - - - - - My Commission Expires (see - 30 -) - 19-65 - County, Minnesota

My Commission expires - - - - - , 19- - -

STATE OF MINNESOTA,
COUNTY OF STEARNS.
PROBATE COURT
File No. 19,593
RE ESTATE OF Amalia Eibensteiner, also known as Amelia Eibensteiner, Decedent.
IT IS ORDERED that the final account and petition for examination thereof and for distribution filed herein be heard on Friday, May 1st, 1964, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.
Dated this 7th day of April, 1964.
(SEAL)
JOHN LANG,
Probate Judge.
BURNS, BURNS & RAWLINGS,
Attorneys.
Publish April 16, 23, 30, 1964.

00140890

STATE OF MINNESOTA
County of Stearns

PROBATE COURT
In the Matter of the Estate of
Amelia Eibensteiner, etc.,
Decedent ~~Amelia~~

PRINTER'S AFFIDAVIT

FILED THIS 30th DAY
OF April A.D. 19 64
Rosemary K. Kuhlman
CLERK OF PROBATE

16906100

AFFIDAVIT OF MAILING

ALLOWANCES TO SPOUSE OR MINOR CHILDREN

When a decedent dies with or without a will the allowances to the spouse or minor children are as follows:

525.15 ALLOWANCES TO SPOUSE. When any person dies testate, or intestate,

- (1) The surviving spouse shall be allowed from the personal property of which the decedent was possessed or to which he was entitled at the time of his death, the wearing apparel, and, as selected by him, furniture and household goods not exceeding \$2,000 in value, and other personal property not exceeding \$1,000 in value;
- (2) When, except for one automobile, all of the personal estate of the decedent is allowed to the surviving spouse by clause (1), the surviving spouse shall also be allowed such automobile.
- (3) If there be no surviving spouse, the minor children shall receive the property specified in clause (1) as selected in their behalf;
- (4) During administration, but not exceeding 18 months, unless an extension shall have been granted by the court, or, if the estate be insolvent, not exceeding 12 months, the spouse or children, or both, constituting the family of the decedent shall be allowed such reasonable maintenance as the court may determine;
- (5) In the administration of an estate of a non-resident decedent, the allowances received in the domiciliary administration shall be deducted from the allowances under this section.

In all estates where there is a will the following rule applies to the spouse who has not consented to the will:

525.212 RENUNCIATION AND ELECTION. If a will make provision for a surviving spouse in lieu of the rights in the estate secured by statute, such spouse shall be deemed to have elected to take under the will, unless he shall have filed an instrument in writing renouncing and refusing to accept the provisions of such will within six months after the filing of the certificate of probate. For good cause shown, the court may permit an election within such further time as the court may determine. No devise or bequest to a surviving spouse shall be considered as adding to the rights in the estate secured by sections 525.145 and 525.16 to such spouse, unless it clearly appears from the contents of the will that such was the testator's intent.

State of Minnesota,

County of _____

} ss.

being first duly sworn on oath deposes and says that on the _____ day of _____, 19____, at _____ in said County and State, he mailed a copy of Sections 525.15 and 525.212 of Minnesota Statutes as hereinbefore set out to the spouse and minor children of said decedent at their last known address after exercising due diligence and ascertaining the correctness of said addresses by placing a true and correct copy thereof in a sealed envelope, postage pre-paid and depositing the same in the U. S. mails at Minnesota, and addressed to the following:

NAME	STREET OR POST OFFICE	CITY	STATE
------	-----------------------	------	-------

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public _____ County, Minn.
My commission expires _____, 19____.

File No. 19,593

State of Minnesota

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Amalia Eisensteiner, et al.,

Decedent

AFFIDAVIT OF MAILING

Filed April 19th, 1963

Joseph H. Hansen
Probate Judge - Clerk

No. 3654

FINAL ACCOUNT AND PETITION FOR SETTLEMENT

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Amalia Eibensteiner, also known as
Amelia Eibensteiner,
Decedent

Final Account and Petition for Settlement

Date of death: October 1st, 1961

Your petitioner respectfully represents and shows to the court:

FIRST—That ____he is the representative of the estate of the above named decedent

SECOND—That as such representative he has fully administered the said estate, has paid and satisfied all claims against 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 _____ his _____ final account of _____ his _____ said administration, which is as follows, to-wit:

	RECEIPTS	To be Filled in by the Representative	Not to be Filled in by the Representative
Personal property described in the inventory	- - - - -	\$ None	\$
Personal estate omitted from the inventory	- - - - -	\$	\$
Gain by sales above appraised value	- - - - -	\$	\$
Cash from sales of real estate	- - - - -	\$	\$
Cash from rent of real estate	- - - - -	\$	\$
Cash from interest and profits	- - - - -	\$	\$
Cash from other sources	- - - - -	\$	\$
Advanced by representative	- - - - -	\$ 600.54	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
	- - - - -	\$	\$
Total receipts from all sources	- - - - -	\$ 600.54	\$

DISBURSEMENTS

L. FANTEN

		DOLLARS	
Personal property selected by and turned over to surviving spouse	- - - - -	\$0	\$0
Maintenance of family of decedent	- - - - -	\$0	\$0
Total	- - - - -	\$0	None

II. EXPENSES OF ADMINISTRATION

Loss from sales of personal property at less than appraised valuation	-	-	-	-	-	\$	-		\$
Cash paid to appraisers for services	-	-	-	-	-	\$	20.00 R		\$
Cash paid for publication of orders	-	-	-	-	-	\$	14.00 R		\$
Repairs to real estate	-	-	-	-	-	\$	-		\$
Cash paid for insurance	-	-	-	-	-	\$	-		\$
Expenses of representative	-	-	-	-	-	\$	-		\$
Compensation of representative	-	-	-	-	-	\$	-		\$
Fees of Attorney	-	-	-	-	-	\$	125.00 R		\$
Bond of Representative	-	-	-	-	-	\$	12.00 R		\$
Certified copies (Probate Court)	-	-	-	-	-	\$	3.00 R		\$
Register of Deeds, recording	-	-	-	-	-	\$	3.25 R		\$
Total expense of administration	-	-	-	-	-	\$	178.25		\$

III. EXPENSES OF LAST SICKNESS

	VOUCHER NO.	AMOUNT
Cash paid for medical attendance		\$
Cash paid for medicines		\$
Cash paid for nursing		\$
Cash paid for hospital		\$
Total expenses of last sickness		\$

IV. FUNERAL EXPENSES

	Schoenecker	
Cash paid for undertaker -	- - - - -	\$ 482.39 F
Cash paid sexton -	- - - - -	\$
Cash paid for other necessary services -	- - - - -	\$
Cash paid for burial service -	- - - - -	\$
Cash paid for monument -	- - - - -	\$
Cash paid to cemetery -	- - - - -	\$
Total funeral expenses -	- - - - -	\$ 482.39

V. TAXES

Personal property tax lien at date of death	-	-	-	-	-	-	-	-	-
Other personal property taxes	-	-	-	-	-	-	-	-	\$
Real property tax lien at date of death	-	-	-	-	-	-	-	-	\$
Other real estate taxes	-	-	-	-	-	-	-	-	\$
Federal estate taxes	-	-	-	-	-	-	-	-	\$
Federal income taxes; personal to decedent	-	-	-	-	-	-	-	-	\$
Federal income taxes; fiduciary	-	-	-	-	-	-	-	-	\$
State income taxes; personal to decedent	-	-	-	-	-	-	-	-	\$
State income taxes; fiduciary	-	-	-	-	-	-	-	-	\$
Total taxes paid	-	-	-	-	-	-	-	-	\$

VI. CLAIMS OF CREDITORS

CASH PAID IN SETTLEMENT OF CLAIMS OF CREDITORS AS ALLOWED BY THE COURT AS FOLLOWS:

[illegible]

VII. LEGACIES AND BEQUESTS

[illegible]

RECAPITULATION

		RECEIPTS	DISBURSEMENTS	Not to be filled in by Representative
		660.64		RECEIPTS
Total receipts from all sources - - - - -		\$ 660.64		\$
Total disbursements and credits as follows:				Disbursements
1. Family - - - - -			\$	\$
2. Expenses of administration - - - - -			\$ 178.25	\$
3. Expenses of last sickness - - - - -			\$	\$
4. Funeral Expenses - - - - -			\$ 482.39	\$
5. Taxes - - - - -			\$	\$
6. Claims of creditors - - - - -			\$	\$
7. Specific Legacies - - - - -			\$	\$
8. Residue of personal prop. for distribution - - - - -			\$ none	\$
9. - - - - -			\$	\$
10. - - - - -			\$	\$
11. - - - - -			\$	\$
12. - - - - -			\$	\$
13. - - - - -			\$	\$
Total - - - - -		\$ 660.64	\$ 660.64	\$

FOURTH—That there is also belonging to said estate for distribution certain real estate as follows:

The homestead of said decedent, in the County of _____, State of Minnesota,
described as follows: _____

NONE FOR DISTRIBUTION

Also these other tracts and parcels of land in the County of _____ Stearns
State of Minnesota, described as follows: _____

AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE FOLLOWING:

The Southwest quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27), Township One Hundred Twenty-five (125), Range Thirty-four West (34 W), less and except that portion described as follows - commencing at Southwest corner of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section Twenty-seven (27), thence East Eighty(2.80) rods, thence Northwesterly thirty-nine (NWly 39) rods, ~~EXCEPTION BEING 2 1/2 ACRES, MORE OR LESS~~ thence Southwesterly to point of beginning, this exception being 2 1/2 acres, more or less.

ALSO AN UNDIVIDED ONE-THIRD (1/3) INTEREST IN THE FOLLOWING:

The North 1/2 rods of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section Thirty-four (34), Township One Hundred Twenty-five (125) North, Range Thirty-four (34) West.

FOURTH (A)—Personal property for distribution consists of the following items: _____

NONE FOR DISTRIBUTION

FIFTH—That said decedent died on the 1st day of October, 1961
 in testate, and left her surviving Carl Eibensteiner, Amalia Boeckers, Edwin H.
Eibensteiner and Frank Eibensteiner, children of decedent,

who are all the heirs-at-law
 of said decedent, and the persons entitled to the residue of said estate.

WHEREFORE, your petitioner prays the order of this court fixing a time and place for the hearing of this petition and an examination of his final account, and the settlement and allowance of the same; and that upon said hearing the court issue its final decree assigning the residue of said estate to the persons thereunto entitled.

Dated April 1st, 1964

Frank Eibensteiner
 Frank Eibensteiner

Petitioner

State of Minnesota,

County of Stearns

ss.

Frank Eibensteiner

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

Subscribed and sworn to before me this

1st day of April, 1964

Frank Eibensteiner
 Frank Eibensteiner Representative

Harry E. Burns
 Notary Public
 County, Minn.

HARRY E. BURNS

Notary Public, Stearns County, Minn.

My Commission Expires July 15, 1969

My commission expires , 19 .

NOTE (1) Insert "Sole devisees" or "All the heirs at law" as the case may be.

NOTE (2) Number your receipts and enter them in your (voucher No.) column.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Amalia Eibensteiner, etc.,
Decedent

Final Account and Petition for
 Hearing and Allowance
 Thereof

Burns, Burns, Lawley & Burn
 Attorneys for Petitioner

Filed this 3rd day of

April, 1964

Rosemary H. H. H. H.
 Clerk of Probate

See index