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## State of Minnesota,

County of STEARNS

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

LEANDER J. ROELIKE

Decedent.

## Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner, Mrs. Veronica Roelike  
respectfully represents and states to the Court:

First—That your Petitioner is a resident of Rt. 4, Sauk Centre, Melrose Township,  
in the County of Stearns State of Minnesota, and is an adult who has an  
interest in whatever estate the decedent above named may have left at the time of his death, to-wit:  
widow of decedent.

Second—That said decedent was born in the Country of United States (Melrose)  
and died at Fergus Falls, State of Minnesota, on the  
23rd day of June, 1942 aged 39 years and was  
at the time of his death a native of Melrose, and  
a citizen of the Country of United States, and a  
resident of Melrose Township County of Stearns State of  
Minnesota, and was the owner of estate in the County of Stearns  
State of Minnesota, at the time of his death.

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

Fourth—That said estate of decedent, at the time of his death, included personal property of the probable  
value of \$ 3300.00, divided as follows:

- |                                      |  |
|--------------------------------------|--|
| 1. Household Goods, \$ <u>500.00</u> | 2. Wearing Apparel, \$                                 |
| 3. Stock, \$                         | 4. Notes, Bonds, etc. \$                               |
| 5. Miscellaneous, \$                 | 6. <u>14 vintage &amp; machinery</u> \$ <u>3300.00</u> |

That said estate included real estate of the estimated and probable value of \$ 10,000.00 consisting  
principally of lands in the County of Stearns State of Minnesota, described as  
follows, to-wit:

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

A. City Property \$

(Give Area)

(or)

B. Rural Property \$

50 acres

(Give Area)

\$ 7000.00

2. Real Estate other than Homestead:

A. City Property Lots without Buildings \$

City Property Lots with Buildings \$

B. Rural Property 50 Acres improved land \$ 5000.00

Rural Property Acres unimproved land \$

Fifth—That the probable amount of the debts of decedent is \$ 1500.00

00230708

6010 5200

[illegible]

Seventh—That Mrs. Veronica Roelike, whose Post Office  
address is Rt. 4, Sauk Centre, Minnesota  
is a suitable and competent person to administer the said estate, and is lawfully entitled thereto

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

Mr. Veronica Boelke

State of Minnesota,  
County of Stearns.

2528

Veronica  
\*Mrs ~~Leanda~~ Ralide  
Petitioner.

Mr. Veronica Roelike

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

Subscribed and sworn to before me, this 31st  
day of July, 1949

*xmproferonica Koeltke*  
Petitioner.

Notary Public,  
St. Louis County, Minn.  
My Commission expires \_\_\_\_\_, 19\_\_

Stephens & Lang,  
Melrose, Minnesota.

*My Commission expires* My Commission Expires Apr 6 1999, 19

State of Minnesota,

County of Storrin

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

HAMMER, J. POLYMER

### Precedent.

# PETITION FOR ADMINISTRATION

### Selection of Newspaper

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

Walter B. Pearson

Where (insert name of newspaper).

2.

Index Page

(Sign your name here)

Wednesday, 1/18

第 4 卷

17

Dr. L.

for my

U. S. 441

Forwards per

Probate Judge - Clerk

1

1

STATE OF MINNESOTA,  
COUNTY OF STEARNS }

85

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

File No. 15.118

Re Estate of Leander J. Roelike  
Decedent.

IT IS ORDERED that the petition for general administration filed herein be heard on Friday, 5th day of August, 1949, 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, the 10th day of November, 1949, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 7th day  
of July, 1949

(Seal)

Earl J. Meinz  
Probate Judge.

Stephens & Lang

Attorneys.

Publ. July 14-21-28, 1949.

C. W. Carlson, being duly sworn on oath says; that he now is, and during all the times herein stated has been, the publisher of the newspaper known as The Melroe Beacon, and has full knowledge of the facts herein stated.

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

Probate Citation

hereto attached, said newspaper was printed and published in the English language from its known office of publication within the City of Melroe in the County of Stearns, State of Minnesota, Thursday of each week in column and sheet form equivalent in space to at least 450 running inches of single column two inches wide; has been issued from a known office established in said place of publication equipped with skilled workmen and the necessary material for preparing and printing the same; The Melroe Beacon has had in its makeup not less than twenty-five per cent of its news columns devoted to local news of interest to said community it purports to serve, the press work of which has been done in its said known office of publication; has contained general news, comments and miscellany; has not duplicated any other publication; has not been entirely made up of patents, plate matter and advertisements; has been circulated at and near its said place of publication to the extent of 240 copies regularly delivered to paying subscribers; has been entered as second class mail matter in the local post office of its said place of publication; that there has been on file in the office of the County Auditor of said county the affidavit of a person having first hand knowledge of the facts constituting its qualifications as a newspaper for publication of legal notices; and that its publishers have complied with all demands of said County Auditor for proofs of its said qualifications.

That the printed Citation

hereto attached as a part hereof was cut from the columns of said newspaper; was published therein in the English language once each week for three successive weeks; that it was first so published on the 14th day of July, 1949 and thereafter on Thursday of each week to and including the 28th day of July, 1949; and that the following is a copy of the lower case alphabet which is acknowledged to have been the size and kind of type used in the publication of said notice, to-wit: abcdefghijklmnopqrstuvwxyz-7 1/2 pt.

Subscribed and sworn to before me this 29th day  
of July, 1949

Notary Public, Stearns County, Minnesota.

My commission expires July 1, 1950



15,118

Affidavit of Publication  
of  
THE MELROSE BEACON  
OF Order for Hearing  
on Adm.  
Re: Estate of  
Leander J. Raslike  
Decedent

FILED THIS 6th DAY  
OF August A.D. 1949  
Frank Herzog  
Clerk of Probate

State of Minnesota, }  
 County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike

Decedent.

## ORDER GRANTING ADMINISTRATION

The petition of Veronica Roelike

praying that letters of administration upon said estate be granted to Veronica Roelike

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

6th day of August 19 49 Said petitioner appeared in person

and by her attorney, John Lang, Esq.,

and no one appeared in opposition.

The Court having duly considered said petition and the evidence adduced in support thereof, find 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 Melrose Beacon as by law and the order of this Court provided.

Second: That the said decedent died intestate on the 23rd day of June 19 49.

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

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

THEREFORE, it is ordered that said petition be granted and Veronica Roelike be, and hereby is appointed administratrix of the estate of said decedent, and that letters of administration issue to her upon her filing the oath by law required and a bond in this court in the penal sum of Nine Thousand and no/100 (9,000.00) Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

Dated August 6 19 49

(Court Seal)

*Earl J. Vroom*  
 Judge of Probate.

## State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike  
Decedent.

## Order Granting Administration

Filed the 6th day of

August 19 49.

Recorded in Book 92 of Orders

page 197

Frank Hergog  
Clerk Judge of Probate.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,

Decedent.

## Letters of Administration

Veronica Roelike

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

NOW THEREFORE, the said Veronica Roelike

is hereby appointed administrator of the estate of Leander J. Roelike

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 tenable 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 August 13th, 1949 By the Court,

SEAL

Earl J. Maing  
Judge of Probate.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,

## Letters of Administration

Filed this 13th day of  
August, 19 49, and  
recorded in Book J of Letters  
on page 580

Frank Henry  
Clerk of Probate.

No. 28

State of Minnesota,  
County of } ss.

## IN PROBATE COURT

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

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

day of \_\_\_\_\_

A. D. 19 \_\_\_\_\_

this

Judge of Probate.



State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT.

In the Matter of the Estate of

LEANDER J. ROELIKE  
decedent,

## BOND

Know All Men by these Presents, That we

Mrs. Veronica Roelike

of Rt. 4, Sauk Centre,

in the County of Stearns

State of Minnesota, as principal, and

Joseph Thieschafer and Mrs. Mary Thieschafer, of Rt. 3, Melrose, Minn.

of said County and State,

as sureties, are held and firmly bound to Hon. Earl J. Meinz,

Judge of Probate of the County of Stearns

Minnesota, in the sum of

NINE THOUSAND (\$9000.00)

DOLLARS,

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

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

Mrs. Veronica Roelike

, who has been appointed representative of the

estate of the above named

Leander J. Roelike, decedent,

shall

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

Witness, our hands and seals this

12th day of August, A. D. 1949

Signed, Sealed and Delivered in Presence of

Paul Middendorf  
John Langx Mrs. Veronica Roelike (SEAL)  
Joseph Thieschafer (SEAL)  
Mrs. Mary Thieschafer (SEAL)  
(SEAL)  
(SEAL)

## ACKNOWLEDGMENT

State of Minnesota,

County of Stearns

ss.

Be It Known, That on this 12th day of August,

A. D. 1949

personally appeared before me Mrs. Veronica Roelike, Joseph Thieschafer and

Mrs. Mary Thieschafer,

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

My Commission Expires

, 19

John Lang  
Notary Public,  
Fond Du Lac, Wisconsin  
My Commission Expires Aug. 15, 1950  
Stearns County, Minn.

# JUSTIFICATION

State of Minnesota,

County of Stearns

Joseph Thieschafer

Rt. 2, Melrose, Minn.

and Mrs. Mary Thieschafer

Rt. 2, Melrose, Minn.

being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 3000.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Joseph Thieschafer  
Mrs. Mary Thieschafer

Subscribed and sworn to before me this 12th day of August, 1949.

Notary Public,

County, Minnesota.

My Commission Expires

JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955

## APPROVAL

I do hereby approve the within Bond, this

12th day of August, A. D. 1949

(Court Seal)

Earl J. Meier  
Judge of Probate.

## OATH

State of Minnesota,

County of Stearns

I, Mrs. Veronica Roelike,

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 Leander J. Roelike, decedent, to the best of my ability. So help me God.

Subscribed and sworn to before me this 12th day of August, A. D. 1949

My Commission Expires

19

JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,  
Decedent - Next.

BOND AND OATH OF  
REPRESENTATIVE

Filed this 13th day of August 1949  
and said Bond recorded in Book  
of Bonds, page 519 of Probate  
Records.

Earl J. Meier  
Judge of Probate.



State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Leander J. Roelike, }  
Decedent.

Order Appointing Appraisers

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

It is ordered that Henry C. Stalboerger and  
Henry M. Moser

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

Dated this 29th day of August, 1949.

(PROBATE COURT SEAL)

Earl J. Hein  
Probate Judge.

15,118

No. \_\_\_\_\_

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## IN PROBATE COURT

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IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,  
*Decedent.*

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Order Appointing Appraisers

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Filed August 29th , 1949

*Frank Weryog*  
Probate ~~Judge~~ Clerk.

6110 E 280



Brought Forward

Specify Encumbrances  
and Respective Amounts

\$

Total Net Value of Real Estate

\$

CLASS II—Furniture and Household Goods:

Total Value of Furniture and Household Goods

\$

CLASS III—Wearing Apparel and Ornaments:

Total Value of Wearing Apparel and Ornaments

\$

CLASS IV—Corporation Stocks (Give Certificate No.)

\$

\$ 9000.00

Re-take

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Brought Forward		\$
Total Net Value of Real Estate		\$ 7000.00
CLASS II—Furniture and Household Goods:		
	\$	\$
Total Value of Furniture and Household Goods		\$
CLASS III—Wearing Apparel and Ornaments:		
	\$	\$
Total Value of Wearing Apparel and Ornaments		\$
CLASS IV—Corporation Stocks (Give Certificate No.)		
	\$	\$
Total Value of Stock		\$

**CLASS V—Mortgages, Bonds, Notes and other Written Evidences of Debt: (Give Encumbrance if any.)**

<i>(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)</i>	<i>Interest to Date of Death</i>	<i>Principal</i>	<i>Appraised Value of Principal &amp; Interest</i>
	\$	\$	\$
<i>Total Value of Mortgages, Bonds, Notes, etc.</i>			\$

CLASS VI—All other Personal Property:

(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
3 horses, 5, 6, & 8 years old	\$	\$ 120.00
12 cows, 3 to 8 years old		2400.00
4 heifers, 1 to 3 yrs. old 400;	1 John Deere Tractor \$600.00	1000.00
1 J. Deere Cultivator \$150.00; One J. Deere Plow	185.00	345.00
1 J. Deere Bill	\$285.00	285.00
1 J. Deere Field Cultiv.	\$175.00; 1 hay loader \$110.00	285.00
1 side delivery rake 185.00; 1 corn binder	70.00	255.00
1 grain binder \$115.00; 1 hammer mill	90.00	205.00
1 mower 115.00; 1 spreader	\$195.00	310.00
1 milk machine \$90.00; 1 Minnesota mower	\$25.00	115.00
1 corn planter \$105.00; 1 trailer	\$170.00	180.00
1 trailer \$35.00; 1 wagon box	\$30.00	65.00
1 hay rack \$20.00; 1 harness, tools, etc.	115.00	135.00
hay on hand \$150.00; corn on hand	\$120.00	270.00
chickens \$30.00; 2100 bu. oats	\$1000.00	1030.00
Total Value of All Other Personal Property		\$ 7060.00

## SUMMARY

**SUMMARY**

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$ 9000.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is - \$7000.00

The total value of the entire estate of decedent, as valued by the appraisers herein, is \$16,000.00

Respectfully submitted,

Mrs. Veronica Roelike

Representative...

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



## 23.8

Mrs Cronica Loelke

*Subscribed and sworn to before me this*

Mrs Veronica Roelike

*Representative*...

State of Minnesota.

County of Kearns

*We, the undersigned appraisers, duly appointed by*

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

Dated this 29th day of August, A. D. 1949

Henry C. Stetson  
Henry M. Mason  
Appraisers

### Appraisers

File No. 15,118

State of Minnesota,

County of

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Handes y Kadeke  
President

## Inventory and Appraisal

Total Personal - - \$ 7,000.00

Total Real Estate - \$ 900.00

Total Approval - 81%

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

Deputy-Treasurer of  
County, Minnesota

Filed this 30<sup>th</sup> day of August, A. D. 1949

Frank Neely  
Protection Clerk

Mr. Stephens & Strong  
Attorneys

# STATE OF MINNESOTA DEPARTMENT OF TAXATION INHERITANCE AND GIFT TAX DIVISION

State Office Building  
St. Paul 1, Minnesota

State of Minnesota,

County of

Stearns

## INHERITANCE TAX RETURN

Decedent

Leander J. Koelike

Date of death

June 23, 1949

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 1941, Chapter 291, as amended.

### GENERAL INFORMATION

- (1) Decedent's residence at date of death St. 4 Paul Centre Minn  
Street City State
- (2) Place of death Tergus Falls Birthdate 1910 Place of birth Michigan
- (3) Business or occupation farmer
- (4) Married, single, separated, widowed or divorced at date of death married
- (5) Did decedent have access to a safe deposit box or other place of safekeeping at the time of his death? None
- A. Name and address of bank or other depository
- B. Name and address of other persons who had access to box

- (6) Did the undersigned person or persons filing return make diligent and careful search for property of every kind left by decedent? Yes
- (7) Did the undersigned make diligent and careful search 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, Stearns County
- (9) Do any of the surviving joint tenants in 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? None  
Do they claim the property was acquired by gift or inheritance by the decedent and survivors as joint tenants? None
- Give details of such claims in Schedule I.

### INSTRUCTIONS

1. STATUTES: The inheritance tax law appears in Minnesota Statutes of 1941, Chapter 291. Taxable transfers are defined in M. S. 291.01. Filing an inheritance tax return is required by M. S. 291.12. Amendments were adopted by Laws of Minnesota 1943, Chapter 504, Section 6, Sub. 2.
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, the return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, 221 State Office Building, St. Paul 1, Minn.
  - C. If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence must be filed with this return (Form D of T, EG 1019). 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.
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

# SCHEDULE I—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 a 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. The homestead of decedent, if included in any of the schedules, must be identified before the exemption in favor of spouse or issue 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 Liens, if any.	Surviving Joint Tenant (Give Name and Relationship to Decedent)	Assessor's Full and True Value of Realty Or Unit Value of Securities On Date of Death	Gross Market Value of Whole Property
SAMPLE: 6-21-41	Lot 1, blk. 1, Lief's Add. to St. Paul, Ramsey Co., Minn., 6000 Montclair Rd., St. Paul.	Mary Doe, wife	\$2,455.00	\$4,000.00
7-5-42	Homestead; Mortgage, \$1,000.00 100 shares common stock General Motors Co. Certificate No. 1392816	John Doe, son	N. Y. S. E. 75%	\$7,550.00
<div>none</div>				
Total Liens, Col. 2		Total, Col. 5		
		Joint Property, less Liens		

# SCHEDULE II (A)—LIFE INSURANCE

Report all life or accident insurance proceeds payable on the death of the decedent to named beneficiaries. An exclusion of \$32,500 will apply before any inheritance tax is

assessed on the policies in this group. This schedule should not include contracts reportable in Schedule II (B).

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 7-15-37, did Decedent on 7-15-37 have right to:	
				1. Change Beneficiary?	2. Cash Surrender Value?
		none			

# **SCHEDULE II (B) -- ANNUITIES, 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. (None of these are subject to the life insurance exclusion of \$32,500.)

Date of Contract	Description of Contract (Name of Company, No. and Type)	Amount Paid or Payable at Death or Value of Balance of Annuity	Beneficiary or Transferee Name, Address, and Relationship to Decedent
	<i>none</i>		

# **SCHEDULE III -- TRANSFERS BY THE DECEDENT**

- 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 two years prior to death is made in contemplation of death.  
Report gifts made by decedent during his lifetime which total more than \$2,500 to one donee in any year.
- B. Transfers intended to take effect in possession or enjoyment at 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 attached.

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.  
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.

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	Assessor's Full and True Value of Realty Or Unit Value of Securities on Date of Death	Gross Fair Market Value
	<i>none</i>			
Total Liens, Col. 2		Total, Col. 5		
		Transfers, less Liens		



State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Leander J. Roelike  
Ward Decedent.

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

Your Petitioner respectfully represents and shows to the Court:

1. That <sup>she</sup> ~~he~~ is the representative of the estate above named.

2. That the bond <sup>has</sup> ~~is~~ filed by him herein as such representative, pursuant to order of this Court is  
in the penal sum of \$ 2000.00

3. That there remains in his hands undisposed of personal property of the estimated value of \$ 6000.00

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	- - - - -	\$ 1500.00
Expenses of Administration	- - - - -	\$ 500.00
Funeral expenses	- - - - -	\$ 400.00
Expenses of last sickness	- - - - -	\$
Taxes	- - - - -	\$
Claims of creditors allowed by Court	- - - - -	\$
Legacies	- - - - -	\$
TOTAL debts and charges remaining unpaid	- - - - -	\$ 2400.00

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

Value as Fixed  
by Appraisers

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

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

The South Half of the Southeast Quarter  
2 (S $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section Nineteen (19), in  
Township One hundred twenty-six (126) North, of  
Range Thirty-three (33) West. \$ 5800.00

\$

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 North Half of the Southeast Quarter  
(N $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section 18, Township 128 North,  
of Range 33 West,

\$ 3200.00





# State of Minnesota,

County of

Stearns

ss.

Mrs. Veronica Roelike,

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

Mrs. Veronica Roelike

Subscribed and sworn to before me this

6th

day of

September 19 49

Notary Public

JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955

County, Minnesota.

My Commission expires

CONSENT TO

SALE

OF REAL ESTATE

We, the undersigned, being

surviving spouse of decedent,

the persons who take an interest in the real estate des-

cribed 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 Sell

said real estate as prayed for in said petition.

Mrs. Veronica Roelike

Mrs. Veronica Roelike,

surviving spouse

Stephen Lang  
Atty for Petitioner  
Melroy, Minn

\*Strike out (x) if it does not apply.

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

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

State of Minnesota.

County of

PROBATE COURT

In the Matter of the Estate of

Leander J. Roelike  
Decedent.

Petition for Order to Sell,

Mortgage or Lease Land

Filed this

day of

September 19 49

Notary Public  
Probate Clerk.

No. 3852\*

15,118

State of Minnesota,

County of Stearns

IN PROBATE COURT.

File No. 15,116

In the Matter of the Estate of

Leander J. Roelike,  
Decedent.

Order of License to Sell Land  
At Private Sale.

The above entitled matter came on to be heard by the Court on the 7th  
day of October, 1949, upon the petition of  
Veronica Roelike as representative  
(Representative or Guardian)

in the above entitled matter, praying for license to sell certain lands described in said petition; and the Court having heard the said petition and all the evidence adduced in support thereof, and having duly considered the same and examined the files and records in said matter, finds the following facts:

FIRST—That notice of said hearing was served upon all persons interested in said matter by the publication of the citation for hearing on said petition heretofore entered herein in the Malrose Beacon, proof of publication of said notice for hearing and service by mail having been filed in this Court.

SECOND—That the said representative appeared at said hearing in person and by attorneys Stephens & Lang, and was duly examined relative to said matter by the Court and that no one appeared in opposition to said petition.

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

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

The South Half of the Southeast Quarter (S $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section Nineteen (19), in Township One Hundred twenty-six (126) North, of Range Thirty-three (33) West, being the Homestead of decedent.

Also, the North half of the Southeast Quarter (N $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section Nineteen (19), Township One Hundred and twenty-six (126) North, of Range thirty-three (33) West.

SECOND—That before making sale of said real estate, or any part thereof, the said representative take, subscribe, and file in this court the oath in such case required by law, and execute and file in this court a bond, with sufficient sureties, to the Judge of this Court, and his successors in office, in the penal sum of

Dollars,

conditioned as required by law in such cases, and cause the said real estate to be reappraised by

Henry C. Stalboerger

and

Henry M. Moser

competent persons to make said appraisal, who are hereby appointed by this court, to make such re-appraisement upon their qualifying according to law.

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, Minn., this 7th day of October, 1949.

*Earl J. McInnis*  
Judge of Probate.

## State of Minnesota,

ss.

## PROBATE COURT

County of

I,

of the Probate Court, within

and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have compared the foregoing copy

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

In Testimony Whereof, I have hereunto subscribed my name and affixed the

Seal of said Court, at

in said County, this

day of

19

of the Probate Court.



15,118

File No.

State of Minnesota,

County of Stearns

## PROBATE COURT.

In the Matter of the Estate of

Leander J. Roelike,

Order of License to Sell  
Land at Private Sale.

Office of Register of Deeds

State of Minnesota,

County of

I hereby certify that the within instrument was filed in this office for record on the

day of

19

M.,

at

o'clock

and was duly recorded in Book

of

page

Register of Deeds.

By Deputy.

Filed this 7th day of Oct.

1949, and recorded in Book 28

of Orders, Page 15

14 rank of Henry

Clerk of Probate.

RECORDING FEE: \$1.25. BY CLERK, 1949

Recording Fee \$1.25.

State of Minnesota, }  
County of Stearns }

## IN PROBATE COURT

Special Term

In the Matter of the Estate  
of Leander J. Roelike,  
decedent

State of Minnesota, }  
County of Stearns }

I, Mrs. Veronica ~~Rxxxxxx~~ Roelike,

do solemnly swear and declare, that in disposing of the real estate of the said

Leander J. Roelike, decedent

which I, as representative aforesaid have been

licensed to sell by an order of the Probate Court of Stearns County aforesaid,

made on the 7th day of October, A. D. 1949,

I will use my best judgment in fixing the time and place of sale thereof, and will exert my utmost endeavors to dispose of the same in such a manner as will be most for the advantage of all persons interested. So help me God.

Mrs. Veronica Roelike  
Mrs. ~~Veronica~~ Roelike

Subscribed and sworn to before me,

this

4th

day of

December

, A. D. 1950

John Long

John Long  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955

~~Notary Public~~

No. 15,118

IN PROBATE COURT

County of Searns

In the Matter of the Estate of

Leander J. Roelike  
*Deceased*

OATH BEFORE SALE

Filed this 5<sup>th</sup> day of  
December, A. D. 1950

Frank Herzog  
Clerk ~~Judge~~ of Probate



State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

LEANDER J. ROELIKE  
Decedent—~~Widow~~Oath of Appraisers and Appraisal  
of Lands Under Order for Sale

## OATH OF APPRAISERS

State of Minnesota, }  
County of Stearns } ss.

I, Henry C. Stalboerger

and I, Henry M. Moser,

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

Leander J. Roelike, decedent under and pursuant

to that certain order for sale of said lands at private sale, made by the above named Court on the 7th day

of October, 1949, 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

4th day of December 1950

*John Lang*  
JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1951

County, Minn.

My Commission Expires 19

## APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

~~XXXXXXXXXXXX~~ Veronica Roelike to sell certain lands

belonging to the above named Leander J. Roelike, decedent, dated

the 7th day of October, 1949, 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 Southeast Quarter (S $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section 19, Township 126 North, of Range 33 West; also the North Half of the Southeast Quarter (N $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section 19, in Township 126 North, of Range 33 West, subject to mortgage to the Northwestern Mutual Life Insurance Company, a Wisconsin corporation which mortgage has been filed for record in Book 132 of Mortgages on page 341 thereof, in office of Register of Deeds in and for Stearns County, Minnesota, which mortgage has principal balance of in amount of \$5700.00 and interest at rate of 4% per annum from and since the 1st day of March, 1950.

\$ 9000.00



15.118  
State of Minnesota,

County of *Stearns*

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

*Leander J. Kallhe*  
Decedent

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

Filed this *5<sup>th</sup>* day of

*December*, 19*50*

*Frank H. Perry*  
Probate Judge, Clerk.

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

Dated

*Dec. 4* 19*50*

Respectfully submitted,

*Henry C. Shattner*  
*Henry M. Mader*

Appraisers.



FIFTH—That the sum for which said land WAS so sold is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and said sale was honestly and fairly made, and that said representative of said state 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 she 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 8th day of December, 1950.

Probate Court Seal

Earl J. Leinen  
Probate Judge.

State of Minnesota,

County of

ss.

PROBATE COURT

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

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

\_\_\_\_\_ of the Probate Court.

15,118

File No.

State of Minnesota,

County of STEARNS

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,

Order Confirming Private  
Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota,

County of

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

Register of Deeds.

By \_\_\_\_\_ Deputy.

Filed this 8th day of December, 19 50, and recorded in Book 79

Orders, Page 354

Frank X. Sperry  
Clerk of Probate.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

LEANDER J. ROELIKE

Decedent's AKG.

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 7th day of October, 1940, to sell at private sale the lands of said Leander J. Roelike 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 Henry C. Stalboerger and Henry M. Moser,  
the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court

Third—That on the 6th day of December, 1950, he, pursuant to said order for sale, sold to JOHN MIDDENDORF of ~~Township~~ Stearns County, Minnesota, the one 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 Southeast Quarter (S $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section Nineteen (19), in Township One hundred Twenty-six (126) North, of Range Thirty-three (33) West; also the North Half of the Southeast Quarter (N $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section 19, in Township One hundred twenty-six (126), North, of Range Thirty-three (33) West - - - Subject to Mortgage to The Northwestern Mutual Life Insurance Company, a Wisconsin Corporation, which mortgage has been filed for record in Book 132 of Mortgages on Page 341 thereof, in office of the Register of Deeds in and for Stearns County, Minn., which mortgage has principal balance in amount of \$5700.00 and interest at rate of 4% per annum from and since the 1st day of March, 1950.

Ninety-four hundred (\$9400.00)  
for the sum of / ~~Ninety-four hundred (\$9400.00)~~ Dollars

to be paid as follows, to-wit:

Down payment of Twenty-one hundred(\$2100.00)Dollars and the balance  
of \$7300.00 payable as follows: sum of \$200.00 on the 1st day of  
March, 1951 and a like sum of \$200.00 on the 1st day of  
each month of March, <sup>thereafter</sup> until March 1st 1951, when the entire  
balance then remaining unpaid on the principal thereof shall be payable  
in full, with option to purchaser to pay such sums in excess of \$200.00  
on the principal at such times as he may choose, in multiples of \$200.00,

however, and with interest on all principal balances at rate of 4% payable  
semi-annually at Melrose, Minnesota, <sup>also purchaser to agree to pay all</sup>  
~~principal and interest payments comply with conditions of mortgage~~

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 herein-  
before 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 <sup>upon compliance by him</sup> and at this time a contract for deed in accordance with the terms of said sale;  
~~and at this time a contract for deed in accordance with the terms of said sale;~~  
Dated December 6, 1950 - Mrs. Veronica Roelike  
Representative and Petitioner.

## State of Minnesota,

County of Stearns

ss.

Mrs. Veronica Roelike,

being duly sworn, on oath, says that <sup>she</sup> is the person who made and signed the foregoing report and petition; that <sup>she</sup>  
has read the said report and petition and knows the contents thereof; that the said report and petition is true of ~~her~~  
own knowledge, except as to those matters therein stated on information and belief, and as to those matters <sup>she</sup> believes  
it to be true.

+ Mrs. Veronica Roelike

Subscribed and sworn to before me this

6th day of December, 1950

John Lang

Notary Public.

County, Minn.

JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955

My Commission expires

, 19

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

15.118  
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Landen J. Roelike  
Decedent - Widow

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

Filed this 8th day of  
December, A. D. 1950

Manfred H. Hoyer  
Probate Judge - Clerk.

State of Minnesota, } ss.  
County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of LEANDER J. ROELIKE Deceased.

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

The Petition of Mrs. Veronica Roelike,  
of the County of Stearns and State of Minnesota, respectfully shows  
and states that she is the widow of Leander J. Roelike,  
late of the County of Stearns deceased. That said deceased died on the  
23rd day of June, 1949 That on the 5th  
day of August, 1949, Letters of Administration upon the  
estate of said Leander J. Roelike,  
were duly issued by this Court to Mrs. Veronica Roelike,  
of said County of Stearns

That the said deceased left surviving, your petitioner, who is his widow, and the following named  
children, viz.: Irene Roelike, aged 10, Robert Roelike aged 7 and Renie  
Roelike, aged 3

That said children all reside with your petitioner in the city  
of Melrose in the County of Stearns  
State of Minnesota, and that said children and your petitioner constitute the  
family of said deceased.

That said family are entirely dependent upon said estate for their maintenance during the settle-  
ment of said estate. That the sum of \$ 100.00 per month is a reasonable sum for the support  
and maintenance of said family during the settlement of said estate.

Wherefore, Your petitioner prays that this Court issue its order allowing to said widow and  
children constituting the family of said deceased the sum of \$ 100.00 per month during the  
settlement of said estate.

Dated March 26, A. D. 1951

Mrs. Veronica Roelike

State of Minnesota, } ss.  
County of Stearns

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

Subscribed and sworn to before me this 26 day of

Mrs. Veronica Roelike

March, A. D. 1951

My commission expires , 19

John Lang

JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1955



No. 15,118

IN PROBATE COURT

County of Searns

In the Matter of the Estate of

Leander Moslike  
Deceased

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

Filed this 28th day of  
March, A. D. 19 51

Frank Keyoz  
Clerk ~~of~~ of Probate



State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

In the Matter of the Estate of

Leander J. Roelike,

Decedent

Order for Maintenance of Family  
of Decedent

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

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

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

Veronica Roelike, surviving spouse, and  
 Irene Roelike, Robert Roelike and Renie  
 Roelike, children of decedent.

SECOND—That the sum of One Hundred and no/100 (\$100.00) -- Dollars per month is a  
 reasonable and necessary sum for the support and maintenance of said family, during the settlement of said estate.

IT IS THEREFORE ORDERED, That the sum of One Hundred and no/100 (\$100.00) --  
 Dollars per month be, and the same hereby is, allowed for the support and maintenance of said family during the settlement  
 of said estate; that said allowance commence on the 23rd day of June, 1949,  
 and continue thereafter for a period not to exceed eighteen months, or until otherwise ordered by the Court; provided, however,  
 that in case said estate, is, or shall be ascertained to be insolvent, said allowance shall continue only for one year; and provided  
 further, that said allowance shall not continue after the distributive share s of the heirs  
 shall have been assigned to them.

IT IS FURTHER ORDERED, That the representative of said decedent pay over and deliver to **Veronica  
 Roelike, surviving spouse,** each month, the sum hereby allowed for the  
 purpose above specified, during the time herein limited.

Dated March 28th, 1951



*Earl J. Meier*  
 Probate Judge.

No. \_\_\_\_\_

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Leander J. Roelike,  
*Decedent.*Order for Maintenance of Family  
of DecedentFiled this 28th day ofMarch, A. D. 19 51Recorded in Book 80 of Orders,on page 143.1 Frank Herzog  
Probate ~~Judge~~ Clerk.

ORDER

On reading and filing the within attached petition for Order confirming payment of chattel mortgage in the Matter of the Estate of Leander J. Roelike, and being duly advised in the premises and finding the matters stated in said petition to be true,

IT IS HEREBY ORDERED:

That payment of said obligation is hereby ordered confirmed and that said payment of said amount of \$1329.60 in full discharge of said obligation is hereby in all respects confirmed.

BY THE COURT:

*March 28, 1951.*

*Earl J. Franz*  
Judge of the Probate Court  
*Stearns County, Minnesota*

STATE OF MINNESOTA

IN PROBATE COURT

COUNTY OF STEARNS

In the Matter of the Estate of Leander J. Roelike,  
decedent

To the Probate Court Above Named:

Your Petitioner respectfully represents and states:

I. That she is the qualified, acting and duly appointed Representative of the estate of the above decedent.

II.

That said decedent, at the time of his death and prior thereto, was indebted to Melrose State Bank, Melrose, Minnesota in the sum of \$1530.00 which is evidenced by Chattel Mortgage dated Jan. 12, 1948 and filed ~~for~~ on Jan. 19, 1948 in Office of the Register of Deeds in and for Stearns County, Minnesota.

III.

That on Aug. 12, 1949 petitioner as such representative sold all of the personal property listed on such chattel mortgage and other personal property for the sum of Seven thousand (\$7000.00) Dollars.

IV.

That in order to consummate such sale it was necessary to pay the chattel mortgage and as of said date of said sale there remained due on said chattel mortgage the sum of \$1329.60.

V.

That it was for the best interests of the estate herein to pay said chattel mortgage.

WHEREFORE, Your petitioner hereby asks the Court to Confirm said payment of encumbrance upon said personal property and confirm payment by her of such obligation.

Dated March 26, 1951

Mrs. Veronica Roelike  
Mrs. Veronica Roelike

STATE OF MINNESOTA )  
COUNTY OF STEARNS ) ss

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

Subscribed and sworn to before me  
this 26 day of March 1951

Mrs. Veronica Roelike  
Mrs. Veronica Roelike

John Lang  
JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1952

STATE OF MINNESOTA )  
COUNTY OF STEARNS ) ss

Henry C. Stalboerger, being first duly sworn, on his oath says that he is familiar with all matters stated in the above petition; that the original chattel mortgage is hereto attached marked exhibit "A" that he knows that all matters therein stated are true, and that the amount paid by such representative, Veronica Roelike to obtain release of said chattel mortgage was the sum of \$1329.20 the amount due, including interest on said obligation, as of Aug. 16, 1949.

Subscribed and sworn to before me  
this 26 day of March 1951

Henry C. Stalboerger  
Henry C. Stalboerger

John Lang  
JOHN LANG  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 6, 1952

State of Minnesota,

County of Stearns**DISTRICT COURT**

IN PROBATE COURT

~~Judicial District~~

In Re: .....

Estate of

Leander J. Roelike

decd.

~~Plaintiff~~

XXXXX

~~Defendant~~PETITION AND ORDER  
CONFIRMING PAYMENT BYREPRESENTATIVE OF CHATTEL  
MORTGAGE

Due and personal service of the

within .....

is hereby admitted this March  
 Filed this 28th day of March  
1957, and Recorded in Book 19 / 108  
 on Page 66 thereof.

Frank Herzog  
 Clerk of Probate

**STEPHENS & LANG**  
 ATTORNEYS AT LAW  
 MELROSE, MINN.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Roelike,

Decedent.

ORDER ALLOWING ~~xxxx~~ Partial ACCOUNT

The above entitled matter came on to be heard on the 27th day of April 19 51, upon the petition of the representative of the above named estate praying for the allowance of his ~~xxx~~ partial' account and for distribution of the residue of said estate.

The said representative appeared in person and by attorneys, Stephens & Lang, 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 28th day of March 19 51, in the Melrose Beacon, proof of publication of said notice of hearing and service by mail having been filed in this court.

Second—That the said ~~xxx~~ partial 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	\$ 7000.00
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
Down payment on sale of real estate	\$ 2100.00
Part payment on contract realty	\$ 200.00
Total receipts from all sources	\$ 9300.00

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$ 2300.00
Expenses of administration	\$ 1913.60
Expenses of last sickness	\$ 132.95
Funeral expenses	\$ 381.70
Taxes	\$ 138.94
Claims of creditors of decedent	\$ 1486.67
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$ 2946.14
Total credits	\$ 9300.00



State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Leander J. Foelike,

Decedent

Partial  
Order Allowing ~~xxx~~ Account

Filed this 27th day of  
April, 19 51, and  
recorded in Book 107 of Orders  
at Page 125  
Frank H. Hengge  
Clerk ~~xxxx~~ of Probate.

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

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

Dated April 27th, 19 51

By the Court,

*Earl J. McInnis*  
Probate Judge.



State of Minnesota, } ss.  
County of Stearns }

IN PROBATE COURT,  
Special Term April 27th, 19 51

In the Matter of the Estate of

Leander J. Roelike, }  
Deceased }

Decree of Partial Distribution

County of Stearns Special Term April 27, 19 51

This matter having come on duly to be heard by this Court on the petition of

Veronica Roelike for a partial distribution of said estate, and it appearing to the satisfaction of this Court that due notice of this hearing on said petition has been given and published, and that proof of said publication has been filed herein, and the Court having duly heard said matter and the evidence produced at said hearing, finds the following facts:

FIRST: That said Veronica Roelike, the petitioner herein, has an interest in said estate, which is as follows, to-wit:

She is the surviving spouse of said decedent.

SECOND: That letters of administration on said estate have been granted to Veronica Roelike on the 13th day of August, A. D. 19 49, and that he has duly qualified and is acting as such administratrix

THIRD: That the time limited by the order of this Court for the filing and allowance of claims against said estate has expired, and that all claims against said estate have been settled and paid.

FOURTH: That the said administratrix of said estate has filed her account of ~~the~~ administration of said estate in this Court up to the date of the petition herein for this partial distribution, and that said account has been examined, settled and allowed, as will more fully appear from the files and records of this Court in said estate.

FIFTH: That the following named persons are the persons entitled by law to said estate in the following proportions, to-wit:

Veronica Roelike, said surviving spouse, is entitled to a life estate in the homestead of decedent and one-third (1/3) of all other estate of decedent. Irene Roelike, Robert Roelike and Renie Roelike, son and daughters of said decedent, are collectively entitled to the remainder in the homestead and to two-thirds (2/3) of all the other estate of decedent, in fee simple.

SIXTH: That the property, which is the part of said estate for which distribution is prayed for in said petition and which distribution appears to this Court just and proper to be made, is the following, to-wit:

Cash in the sum of \$2,946.14.

The sum of \$2300.00 was derived from the sale of the real estate of decedent including the homestead. In the Inventory and Appraisal the homestead was appraised at \$5800.00 and the other real estate at \$3200.00. Therefore, 58/90ths of the \$2300.00 derived from the sale of real estate is to be assigned as homestead property. 58/90ths of \$2300.00 is \$1,482.00. The value of the widow's life estate therein at age thirty-five is .68 of \$1,482.00 or the sum of \$1,008. The remainder of \$818.00 is assignable to the three children in equal shares.

SEVENTH: As a conclusion from the foregoing facts and upon the files and records in said matter, it is ordered, adjudged and decreed, and this Court, by virtue of the powers and authority vested therein by law, does hereby order, adjudge and decree, that all and singular of the above described property and portion of said estate be, and the same hereby is, assigned to and vested in the said persons above named in the following proportions, to-wit:

To Veronica Roelike the sum of \$1,495.40 and to each of Irene Roelike, Robert Roelike and Renie Roelike the sum of \$483.58.

To Have and to Hold the Same, Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining to the above named persons and their heirs and assigns, FOREVER.

By the Court,

*Earl J. Lucins*  
Judge of Probate

Dated at St. Cloud, Minn., this 27th day of April, A. D. 19 51

15,118

No.

# IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Leander J. Roelike,  
Decedent

Decree of Partial Distribution of Estate

State of Minnesota,

County of

I, Judge of the Probate Court of said County, do hereby certify that I have compared the within Decree, in the matter of said estate, with the original Decree on file and of record in the Probate office of the County aforesaid, and that the same is a true copy thereof, and of the whole of said original Decree and Record.

IN TESTIMONY WHEREOF, I have hereunto affixed the seal of the Probate Court of said County, and signed my name this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Judge of Probate.

Filed this 27th day of

April 19 51, and recorded

in Book 62

page 570

*Frank Henggen*  
Clerk of Probate.

State of Minnesota, } ss.  
County of Stearns }

## IN PROBATE COURT.

In the Matter of the Estate of  
Leander J. Roelike

Decedent.

## ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 14th day of December 1956, 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, John Lang, Esq., 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 16th day of November 1956, in the Melrose Beacon, proof of publication of said notice of hearing and service by mail having been filed in this Court.

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

## RECEIPTS

Personal estate as described in the inventory	- - - - -	\$	
Personal estate omitted from the inventory	- - - - -	\$	
Gain by sales above appraised value	- - - - -	\$	
Cash from sales of real estate (contract for deed)	- - - - -	\$	7,100.00
Cash from rent of real estate	- - - - -	\$	
Cash from interest and profits (interest on said contract)	- - - - -	\$	1,348.88
Cash from other sources	- - - - -	\$	
	- - - - -	\$	
	- - - - -	\$	
Total receipts from all sources	- - - - -	\$	8,448.88

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$	
Maintenance of family of decedent	- - - - -	\$	
Expenses of administration	- - - - -	\$	253.80
Expenses of last sickness	- - - - -	\$	
Funeral expenses	- - - - -	\$	
Taxes	- - - - -	\$	
Claims of creditors of decedent	- - - - -	\$	
Legacies	- - - - -	\$	
	- - - - -	\$	
	- - - - -	\$	
Residue on hand for distribution	- - - - -	\$	8,195.08
Total credits	- - - - -	\$	8,448.88

No. 15.118

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Lesander J. Hoelike

Decedent

Order Allowing Final Account.

Filed this 14th day of  
December, 1956, and  
recorded in Book No. 117 of Orders,  
on Page 453

Ernest M. Boyd  
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 December 14th, 1956

By the Court,

Earl J. Meier  
Probate Judge.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

File No. 15,188

In the Matter of the Estate of

Leander J. Roelike

Decedent.

## Final Decree of Distribution

The above entitled matter came on to be heard on the 14th day of December 19 29, 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 John Lang, Esq.,

and no one appeared in opposition thereto.

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

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

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

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

THIRD—That said decedent died in testate on the 23rd day of June, 19 49, 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 \$ 8,195.08 comprising the following items:

Cash in the sum of \$8,195.08.

The sum of \$7,100.00 was derived from sale of the real estate of decedent including the homestead. In the Inventory and Appraisal the homestead was appraised at \$5,800.00 and the other real estate at \$3,200.00. Therefore, 58/90ths of the \$7,100.00 derived from the sale of real estate is to be assigned as homestead property. 58/90ths of \$7,100.00 is \$4,575.62. The value of the widow's life estate therein at age thirty-five is .68 of \$4,575.62 or the sum of \$3,111.42. The remainder of \$1,464.20 is assignable to the three children in equal shares.

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

None.

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

None.

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

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

Veronica Roelike Elfering, surviving spouse of decedent; Irene Roelike, Robert Roelike and Renie Roelike, children of decedent.

Now, Therefore, On motion of John Lang, Esq.,  
attorney for the

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

To Veronica Roelike Elfering, surviving spouse of decedent, the sum of \$4,317.91; to each of the said Irene Roelike, Robert Roelike and Renie Roelike, children of decedent, the sum of \$1,292.39, 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 by this decree.

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 persons, 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 14th day of December, 19 56



*E. J. Lewis*  
Probate Judge.

State of Minnesota,

County of \_\_\_\_\_

ss.

PROBATE COURT

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



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

\_\_\_\_\_ of the Probate Court.

File No. 15, 118

State of Minnesota,

County of \_\_\_\_\_

IN PROBATE COURT

In the Matter of the Estate of

Leander J. Koelike

Deceased.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of \_\_\_\_\_

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

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

By \_\_\_\_\_  
Register of Deeds.  
Deputy.

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

By \_\_\_\_\_  
County Auditor.  
Deputy.

Filed this 14th day of December  
19 56, and recorded in Book 116  
of Decrees, page 143

*E. J. Lewis*  
Clerk of Probate Court.  
No. 5551\*

## State of Minnesota,

}

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Emma Schmid

Decedent.

Petition for Allowance and  
Probate of Will

To the Probate Court in and for said County:

Your petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of the City of St. Cloud in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: as executor named in the will and as heir-at-law

SECOND—That said decedent was born in the Country of Baden, Germany, and died at St. Cloud County of Stearns, State of Minnesota, on the 3rd day of July, 1919, aged 36 years and at the time of his death was a native of Baden Germany and a citizen of the Country of United States and a resident of St. Cloud in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

FOURTH—That the estate of decedent at the time of his death consisted of personal property of the estimated value of \$16,300.00 divided as follows:

- |                     |             |                        |                  |
|---------------------|-------------|------------------------|------------------|
| 1. Household goods, | \$ 300.00   | 2. Wearing apparel,    | \$ None of value |
| 3. Stock,           | \$ None     | 4. Notes, bonds, etc., | \$ 15,000.00     |
| 5. Miscellaneous,   | \$ 1,000.00 |                        |                  |

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 Lot and house

(Give Area)

\$ 5000.00

(or)

B. Rural Property

(Give Area)

\$

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings \$

City Property five

Lots with Buildings \$ 16,300.00

B. Rural Property

Acres improved land \$

Rural Property

Acres unimproved land \$

FIFTH—That the probable amount of debts of decedent is \$ 500.00, consisting of

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Leo E. Schmid	adult	Son	910--9th Ave. So., St. Cloud, Minn.
Andrew J. Schmid	2	"	Madcock, North Dakota;
Mrs. Louise Wampach	"	Daughter	910--9th Ave. South, St. Cloud, Minn.
Ernest F. Schmid	"	Son	903--9th Ave. South, St. Cloud, Minn.
Otto E. Schmid	"	"	24--8th Str. South, St. Cloud, Minn.
Mrs. Josephine Greenr	"	Daughter	6th Ave. & River Road, No., St. Cloud
Lawrence Schmid	"	Son	910--9th Ave. So. St. Cloud, Minnesota
Walter J. Schmid	"	Son	522--8th Str. So. St. Cloud, Minn
Mrs. Hildegard Steffen	"	Daughter	1712--Pine Str. Minneapolis, Minn

SEVENTH—That Your petitioner, Leo E. Schmid, whose Post Office address is 910--9th Ave. South, St. Cloud, Minnesota is named in said Will as executor thereof and is suitable and competent person to be executor of said Will.

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

Dated July 8th, 1949

*Leo E. Schmid*  
Petitioner.

### State of Minnesota,

County of Stearns

ss.

Leo E. Schmid

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

*Leo E. Schmid*

Subscribed and sworn to before me this 8th

day of July, 1949

*William A. Boergers*  
Notary Public Stearns

County, Minnesota.

My Commission expires March 21, 1955.

State of Minnesota,

County of Stearns

### IN PROBATE COURT

### Petition for Allowance and Probate of Will

In the Matter of the Estate of

Emma Schmid

Decedent.

### Selection of Newspaper

To the Judge of said Court:

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

St. Cloud Times,  
(Please insert name of newspaper)

(Sign your name here)

Filed this 8th day of July, 1949

*Frank Henry*  
Probate Judge Clerk.

No. 34807

15.119

STATE OF MINNESOTA  
COUNTY OF STEARNS

PROBATE COURT  
File No. 13,119

Re Estate of Emma Schmid, Decedent.  
IT IS ORDERED that the petition filed herein to admit to probate the last will of decedent be heard on Friday, August 5th, 1949, 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 Thursday, November 10th, 1949, at 9 o'clock A.M. by this court in the Court House in St. Cloud, Minn.

Dated this 8th day of July, 1949

(Seal)

EARL J. MEINZ,

Probate Judge

WILLIAM A. BOERGEN, Esq.

Attorney

Sub. July 14, 21, 28, 1949

STATE OF MINNESOTA, \*\*  
COUNTY OF STEARNS }

Frederick C. Schilplin

....., being duly sworn on oath says:  
that he is, and during all the times herein stated has been, the **President**

..... 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 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 post-office; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

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

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for **three** successive weeks; that it was first so published on **Thursday** the **14th** day of **July** 19 **49**; and thereafter on **Thursday** of each week to and including the **28th** day of **July** 19 **49**;

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

*Frederick C. Schilplin*

Subscribed and sworn to before me **28th** day of **July** 19 **49**

*Notary Public*  
Notary public Stearns County, Minnesota

My Commission expires **Oct. 1st** 19 **51**

0024 0763

15,119

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

Of Order for Hearing on  
Petition for Probate of Will

Estate of Emma Schmid.

Decedent

FILED THIS 30<sup>th</sup> DAY  
OF July, A.D. 19 44  
Frank Hennig  
Clerk of Probate

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT


In the Matter of the Estate of Emma Schmid Deceased.

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court,  
and Leo E. Schmid named as execut<sup>OR</sup> of said Will,  
having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Leo E. Schmid give  
bonds to the Judge of this Court in the sum of Fourteen Thousand and no/100 - - - - -  
(\$14,000.00) - - - - - Dollars,  
conditioned that he will faithfully execute the duties of her trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be him issued.

Dated at St. Cloud, Minn. Minnesota, the 6th day of August  
A. D. 19<sup>49</sup>.

By the Court,

  
Judge of Probate.

William A. Boerger, Esq.

Attorney for Petitioner.

00240765

No. 15,119

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Emma Schmid

Deceased.

## ORDER FOR EXECUTOR'S BOND

Filed this 6th day of  
August A. D. 19 49, and  
recorded in Book ..... of Orders, on  
page .....

Frank Lesage

Clerk—Judge of Probate.

No. 3540\*



State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

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

Emma Schmid

} Proof of Will

Decedent.

State of Minnesota,

County of Stearns

} ss.

William A. Boerger

, being

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the  
 subscribing witnesses to the instrument now shown herewith, bearing date the 20th  
 day of February, A. D. 19 37, and purporting to be the Last Will and Testament of

Emma Schmid

of the County

of Stearns and State of Minnesota now here presented  
 for probate; that this affiant knew

and was well acquainted with the said Decedent, in her lifetime and at the time of her death,  
 that on the day and date of said instrument, to-wit, the 20th day of February

A. D. 19 37, the said instrument was signed, sealed, executed and then and there acknowledged, published and  
 declared by the said decedent, to be her Last Will and Testament, in the presence of deponent

and of Agnes Schiefer

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

Agnes

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

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 depon-  
 ent's knowledge, and as he verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

5th day of August, A. D. 1947

Earl J. Meier  
 Judge of Probate Court.

William A. Boerger

No. 15,119

State of Minnesota, }  
County of Stearns } ss.

## In Probate Court

Proof of Will  
Testimony of Subscribing  
Witness in the Matter of the Last  
Will and Testament of

Emma Schmid

*Decedent.*

TESTIMONY OF

William A. Boerger

*Subscribing Witness to Will.*

*Taken, sworn, subscribed and filed*

this 5th day of

August, 1949.

Frank Herzog  
Clerk—Judge of Probate Court.

# In the Name of God, Amen.

I, Emma Schmid of the city of  
St. Cloud in the County of Stearns and  
state of Minnesota being of sound mind and  
 memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to  
 be my last Will and Testament.

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

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath all my property,  
 real, personal and mixed, of every kind and description and wherever the same may be sit-  
 uated, to my sons and daughters, Leo Schmid, Andrew S. Schmid, Mrs. Louise Wampach, Ernest  
 Schmid, Otto Schmid, Mrs. Josephine Greene, Lawrence Schmid, Walter Schmid and Hildegard  
 Schmid, share and share alike, themselves and their heirs forever:

THIRD, My executor hereinafter named is hereby authorized and empowered to sell my  
 property, including all real estate, and to execute and give all proper conveyances there-  
 for without further leave from the Court

LASTLY, I make, constitute and appoint my son Leo Schmid

to be execut or of this my last Will and Testament, hereby revoking all former Wills by me made.

In Testimony Whereof, I have hereunto subscribed my name and affixed my seal the 20th

day of February in the year of our Lord one thousand nine hundred and thirty-  
seven (1937)

Emma Schmid

(SEAL)

This Instrument Was, on the day of the date thereof, signed, published and declared by the said testator <sup>rix</sup>

Emma Schmid

to be her last Will and Testament in our presence

who, at her request, have subscribed our names thereto as witnesses, in her presence, and in the presence of each other.

Agnes L. Schiefer residing at St. Cloud Minn.  
William J. Baerz residing at St. Cloud Minn.

LAST WILL AND TESTAMENT

OF

Emma Schmid

Dated February 20 1937

State of Minnesota,  
COUNTY OF Stearns

In Probate Court  
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Emma Schmid 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 Emma Schmid  
Decedent, late of said County of Stearns  
bearing date the 6th day of August 1949, 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 Emma Schmid  
deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.



IN TESTIMONY WHEREOF, The Judge of the Probate Court  
of said County has hereunto set his hand and affixed  
the seal of said Court at St. Cloud, Minn.  
in said County, this 6th day of  
August 1949.

*Carl J. Meier*  
Judge of Probate.

## State of Minnesota,

## IN PROBATE COURT

County of

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 with 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

this

day of

A. D. 19

of Probate Court.

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent.

## Certificate of Probate of Will

Filed this 6th day of August 19 49, and recorded, together with the will attached in Book L of Records of Wills, Page 288

Frank Herzog  
Clerk x Judge of Probate.



State of Minnesota,

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Emma Schmid

Decedent

## Order Admitting Will to Probate

The above entitled matter came on to be heard on the 6th day of August 19 49

upon the petition of Leo E. Schmid

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

FIRST—That the citation of this court, dated the 6th day of August 19 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 3rd day of July 19 49, and at the time of his death was a resident of St. Cloud, Minnesota in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

William A. Boerger, Esq.

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

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

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

Dated August 6 19 49.

Earl J. Meier  
Judge of Probate.



State of Minnesota, }  
County of Stearns }  
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent.

Order Admitting Will to Probate

Filed this 6th day of  
August 19 49, and recorded  
in Book " 92 " of Orders, Page 466.

1 Frank Herzog  
Clerk ~~Judge~~ of Probate.

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Decedent.

## LETTERS TESTAMENTARY

To Leo E. Schmid

GREETING:

Whereas, You have been appointed executor of the last will and testament of the above named decedent, by the order of this court, and have duly qualified as such:

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

FIRST—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase and profits of said estate; to demand, receive, collect, sue for and recover all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, 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 to his creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if her said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this 25th day of

September, 1949

Earl J. Meier  
Probate Judge.



State of Minnesota.

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

LETTERS TESTAMENTARY  
(LONG FORM)

Filed this 28th day of  
 Sept., 1919, and Recorded  
 in Book "K" of Letters, Page 503

Frank Henryog  
 Clerk Judge of Probate Court.

State of Minnesota,

County of

ss.

IN PROBATE COURT

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

WITNESS, my hand and seal of said Court, at

day of

, A. D. 19

this

Probate Judge.

Bond and Oath of Executor; Special Administrator; Administrator; Administrator C.T.A.; D.B.N.; D.B.N.; C.T.A.; Guardian

STATE OF MINNESOTA } ss.  
COUNTY OF HENNEPIN

## IN PROBATE COURT

IN THE MATTER OF THE (GUARDIANSHIP  
ESTATE OF

## BOND

KNOW ALL MEN BY THESE PRESENTS, That Leo E. Schmid  
of 230 9th Ave. So., St. Cloud, Minnesota  
in the County of Hennepin, State of Minnesota, as principal, and American Automobile Insurance  
Company of St. Louis, Missouriof said County and State, as surety, Leo E. Schmid are held and firmly bound to HON. MANLEY L. FOSSEEN,  
Judge of Probate of the County of Hennepin, Minnesota, in the sum of Fourteen Thousand  
and no/100ths ----- (\$14,000) DOLLARS,  
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office;  
for which payment well and truly to be made, we bind ourselves, our and each of our heirs, execu-  
tors and administrators, jointly and severally firmly by these presents.The condition of this obligation is such that if the above bounden Leo E. Schmid  
who has been appointed Executor  
of the estate of the above named Emma Schmid shall  
well and faithfully discharge all the duties of his trust as such representative of said estate accord-  
ing to law then this obligation shall be void otherwise it shall be and remain in full force and virtue.WITNESS, Our hands and seals this 11th day of August, 19 49.William A. Boerger  
Bella Kenning  
As to principalLeo E. Schmid (Seal.)  
(Seal.)Edna A. Wilson  
W. B. Norden  
As to suretyAMERICAN AUTOMOBILE INSURANCE COMPANY (Seal.)  
Marshall (Seal.)  
Attorney-in-FactState of Minnesota } ss.  
COUNTY OF HENNEPIN

## ACKNOWLEDGMENT

BE IT KNOWN, That on this 1st day of September, 19 49,  
personally appeared before me Leo E. Schmidto me well known to be the same person who executed the foregoing bond, and severally  
acknowledged the same to be of his own free act and deed, and that he executed the same  
for the uses and purposes therein expressed.

SEAL

William A. BoergerNotary Public, Hennepin County, Minn.My Commission expires March 21, 19 55.



# STATE OF MINNESOTA ) ss.

## JUSTIFICATION

STATE OF MINNESOTA )  
County of Hennepin ) ss:

On this 28th day of September, A.D. 1949, before me appeared C. J. Merrill to me personally known, who, being by me duly sworn, did say that he is the Attorney-in-Fact of the American Automobile Insurance Company of Missouri; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that the said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and the said C. J. Merrill acknowledged that he executed said instrument as such Attorney-in-Fact and as the free act and deed of said corporation.

RUTH B. COON  
Notary Public, Hennepin County, Minn.  
My Commission Expires July 24, 1955

## APPROVAL

I do hereby approve the within Bond, this 28th day of September, A.D. 1949  
Earl J. Meizing Judge

State of Minnesota ) ss.  
COUNTY OF HENNEPIN  
STEARNS

## OATH

I, Leo E. Schmid  
of 28 9th Ave. S.E., St. Cloud, Minnesota  
(Number, (Street or Avenue) (City or Town)  
in the County of Stearns State of Minnesota  
do swear that I will faithfully and justly perform all duties of the office and trust which I now assume as Executor  
(Guardian; Executor; Special Administrator; Administrator; Administrator C.T.A.; D.B.N.; C.T.A.)  
of the person and estate of Emma Schmid  
(Deceased, Minor, Insane, Incompetent, or Feeble-Minded)  
late of Stearns County, Minnesota  
(County and State)  
to the best of my ability. So help me God.

Subscribed and sworn to before

me this 1st day of September 1949  
William A. Boerge  
Notary Public, Hennepin County, Minn.

My Commission expires March 21, 1955  
SEAL

No. \_\_\_\_\_  
State of Minnesota  
County of Hennepin  
PROBATE COURT  
In the Matter of Estate of  
Emma Schmid

Bond and Oath of Representative

Amount of Bond \$ 14,000.00

Recorded in Bond Book No. 95

Page 423

Filed Sept 28-1949  
Transcribed & Indexed  
J. S. GREENE, JR., CLERK  
200A ST. MARY'S BUILDING  
ST. CLOUD, MINN. TEL.

15,119

State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Emma Schmid, }  
Decedent.

Order Appointing Appraisers

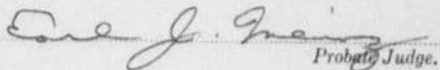
On all the files, records, and proceedings in said estate

It is ordered that James H. Murphy and  
Edward V. Carlin

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

Dated this 23rd day of September, 1949.

(PROBATE COURT SEAL)

  
Probate Judge.

No. ....

**IN PROBATE COURT**

IN THE MATTER OF THE ESTATE OF

Emma Schmid,  
*Decedent.*

**Order Appointing Appraisers**

Filed September 23rd 19 49

*Frank Herzog*  
Probate Judge Clerk.



**State of Minnesota,**  
County of **STEARNS**

**IN PROBATE COURT**File No. **15,119**

IN THE MATTER OF THE ESTATE OF

**Emma Schmid**

Decedent

**INVENTORY AND APPRAISAL**Date of Death **July 3rd,** 19 **49****OATH OF APPRAISERS****State of Minnesota,**County of **STEARNS****EDWARD V. CARLIN**

ss.

I, **JAMES H. MURPHY**, anddo 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 **EMMA SCHMID**, decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this  
**23rd** day of **September**, 19**49**  
Notary Public, **STEARNS** County, Minn.  
My commission expires **19**  
(SEAL)

*James H. Murphy*  
**JAMES H. MURPHY**  
*Edward V. Carlin*  
**EDWARD V. CARLIN**

**INVENTORY AND APPRAISAL**

The undersigned representative of the estate of the above named decedent, represent **B** and show **B** 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 <b>Stearns</b> , State of Minnesota, consisting of <b>2 lots</b> <del>xxx</del> in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
1. Lots numbered nine & ten (9 & 10) in Block Numbered Sixty-Seven (67) of James Bowes Addition to St. Cloud	None <i>Set 9 sold to James for 10 would</i> <i>\$ 14,000.00</i>	\$12,000.00
(b) All other real estate of decedent being in the County of <b>Stearns</b> , State of Minnesota, described as follows, to-wit:		\$
2. Lot Numbered Six (6) in Block Numbered Four (4) of Columbia Square, St. Cloud	None <i>Market</i> <i>29,500.00</i>	\$21,200.00
3. Lot Numbered Fourteen (14) in Block Numbered Four (4) of Columbia Square, St. Cloud	None <i>20,000.00</i>	\$14,000.00
4. Lot numbered Twelve (12) less the westerly seventy-two (72) feet, in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	None <i>6,000.00</i>	\$ 2,600.00 ✓
5. Lot Numbered Eleven (11) Block Numbered Sixty-seven (67) James Bowes Addition to St. Cloud	None <i>10,500.00</i>	\$ 4,500.00
FORWARDED		\$54,300.00

00240781

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$ 54,300.00
The westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the northerly fifteen (15) feet of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	7500.00 None-----	7500.00 4,000.00 ✓
<i>Total Net Value of Real Estate</i>		\$ 58,300.00
<b>CLASS II—Furniture and Household Goods:</b>		
Stoves, ranges, beds, bedding, chairs, tables and all other household goods-----	\$ None-----	\$ 750.00
<i>Total Value of Furniture and Household Goods</i>		\$ 750.00
<b>CLASS III—Wearing Apparel and Ornaments:</b>		
NONE OF VALUE	\$	\$
<i>Total Value of Wearing Apparel and Ornaments</i>		\$
<b>CLASS IV—Corporation Stocks (Give Certificate No.)</b>		
NONE	\$	\$
<i>Total Value of Stock</i>		\$

CLASS V—Mortgages, Bonds, Notes and other Written Evidences of Debt: (Give Encumbrance if any.)

<b>CHARGE</b>	<b>Interest to Date of Death</b>	<b>Principal</b>	<b>Appraised Value of Principal &amp; Interest</b>
(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)	\$	\$	\$
NONE			
Total Value of Mortgages, Bonds, Notes, etc.			\$

CLASS VI—All other Personal Property:

[illegible]

## SUMMARY

<b>SUMMARY</b>	
The total value of all the real estate of decedent, as valued by the appraisers herein, is	\$58,300.00
The total value of all the personal property of decedent, as valued by the appraisers herein, is	\$24,173.21
The total value of the entire estate of decedent, as valued by the appraisers herein, is	<u>\$82,473.21</u>

Respectfully submitted,

by the appraisers herein, to  
 Leo E. Schmid

### 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.

Leo E. Schmid

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

Subscribed and sworn to before me this

24th day of September, A. D. 1949

William A. Boerger

Notary Public, Stearns County, Minn.

My commission expires March 21, 1955

(SEAL)

Leo E. Schmid

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

EMMA SCHMID

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 23rd day of September, A. D. 1949

JAMES H. MURPHY

EDWARD V. CARLIN

Appraisers

File No.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent

Inventory and Appraisal

Total Personal - \$

Total Real Estate - \$

Total Appraisal - \$

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

Deputy-Treasurer of County, Minnesota

Filed this 28th day of September, A. D. 1949

Probate Judge Clerk

Attorney

State of Minnesota,  
County of Stearns

# IN PROBATE COURT

File No. 15,119

IN THE MATTER OF THE ESTATE OF

INVENTORY AND APPRAISAL

Emma Schmid

Date of Death July 3rd, 1949

Decedent

## OATH OF APPRAISERS

State of Minnesota,  
County of Stearns  
Edward V. Carlin

I, James H. Murphy, 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

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

Subscribed and sworn to before me this  
23rd day of September, 1949  
Geo. P. Teigen, Jr.  
Notary Public, Stearns County, Minn.  
My commission expires March 16, 1950

James H. Murphy  
JAMES H. MURPHY  
Edward V. Carlin  
EDWARD V. CARLIN

(SEAL)

## INVENTORY AND APPRAISAL

The undersigned representative of the estate of the above named decedent, represent<sup>s</sup> and show<sup>s</sup> 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 2 lots acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Lots numbered nine & ten (9 & 10) in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	None	\$12,000.00
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		\$
Lot Numbered Six (6) in Block Numbered Four (4) of Columbia Square, St. Cloud	None	\$21,200.00
Lot Numbered Fourteen (14) in Block Numbered Four (4) of Columbia Square, St. Cloud	None	\$14,000.00
Lot numbered Twelve (12) less the westerly seventy-two (72) feet, in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	None	\$ 2,600.00
Lot Numbered Eleven (11) Block Numbered Sixty-seven (67) James Bowes Addition to St. Cloud	None	\$ 4,500.00
FORWARDED		\$54,300.00

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$ 54,300.00
The westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the northerly fifteen (15) feet of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud-----None-----		4,000.00
<i>Total Net Value of Real Estate</i>		\$ 58,300.00
<b>CLASS II—Furniture and Household Goods:</b>		
Stoves, ranges, beds, bedding, chairs, tables and all other household goods-----None-----	\$	\$ 750.00
<i>Total Value of Furniture and Household Goods</i>		\$ 750.00
<b>CLASS III—Wearing Apparel and Ornaments:</b>		
NONE OF VALUE	\$	\$
<i>Total Value of Wearing Apparel and Ornaments</i>		\$
<b>CLASS IV—Corporation Stocks (Give Certificate No.)</b>		
NONE	\$	\$
<i>Total Value of Stock</i>		\$



CLASS V—Mortgages, Bonds, Notes and other Written Evidences of Debt: (Give Encumbrance if any.)

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
NONE	\$	\$	\$
Total Value of Mortgages, Bonds, Notes, etc.			\$

**CLASS VI—All other Personal Property:**

[illegible]

## SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$58,300.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is - \$ 24,173.21

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$ 82,473.21

*Respectfully submitted,*

Leo E. Schmid

### 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. Leo E. Schmid

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

Subscribed and sworn to before me this  
24th day of September, A. D. 1949  
William A. Boerger  
William A. Boerger  
Notary Public, Stearns County, Minn.  
My commission expires March 21, 1955  
(SEAL)

Leo E. Schmid  
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  
Emma Schmid, 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 23rd day of September, A. D. 1949

James H. Murphy  
JAMES H. MURPHY  
Edward V. Carlin  
EDWARD V. CARLIN Appraisers

15,119

File No.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Decedent

Inventory and Appraisal

Total Personal - - \$

Total Real Estate - - \$

Total Appraisal - - \$

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

Deputy-Treasurer of  
County, Minnesota

Filed this 28th day of  
September, A. D. 1949

Frank Herzog  
Probate Clerk

Attorney

State of Minnesota, } ss.  
County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent

PETITION FOR APPOINTMENT OF  
ADMINISTRATOR DE BONIS NON

The undersigned petitioner represents and states to the Court:

First—That he is a resident of the County of Stearns, State of  
Minnesota, and is interested in the estate of said decedent in this, to-wit:  
a son and heir named in the will of the decedent

Second—That on the 5th day of August, 1919, letters  
Testamentary were duly issued by the above named  
court, in the matter of said estate, to Leo E. Schmid  
who has since died

without having completed the administration of said estate of said decedent.

Third—That there remains not administered upon, the following estate of said decedent, to-wit:

(A) Personal property of the estimated value of \$ 3,150.00

(B) Real property of the estimated value of \$ 58,300.00

Fourth—That Josephine M. Greene

whose post office address is St. Cloud, County of Stearns, Benton  
6th Ave. No. & River Road  
State of Minnesota, is a suitable and competent person to be appointed  
administrator de bonis non of the remaining estate of  
said decedent, and is entitled to be so appointed.

Wherefore Your Petitioner Prays, That said Josephine M. Greene

be appointed by the court administrator de bonis non  
to complete the administration of the estate of said decedent.

Ernest F. Schmid

State of Minnesota, } ss.  
County of Stearns

Ernest F. Schmid

being duly sworn, on oath says, that he is the person who made and signed the foregoing petition; that he  
has read the foregoing petition and 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.

Ernest F. Schmid

Subscribed and sworn to before me this

25th day of May, 1950

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

My commission expires March 21, 1955

No. 15,119

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Emma Schmid

Decedent

Petition for Appointment of Ad-  
ministrator of Estate not  
Already Administered

Filed this 26<sup>th</sup> day of

May, A. D. 1950

Frank Herzog  
Clerk ~~Judge~~ of Probate

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

## ORDER APPOINTING ADMINISTRATOR DE BONIS NON.

Emma Schmid,

Decedent.

The above entitled matter came before the court for consideration, upon the petition of

Ernest F. Schmid

praying for the appointment of an administrator *de bonis non* of the estate of said decedent; and the court having considered the same, finds as follows:

First—That said petitioner has an interest in said estate in this, to-wit:

As a son and heir named in the will of the decedent

Second—That on the 5th day of August, 1949, letters

Testamentary

were duly issued out of this court

to Leo E. Schmid,

who has since died without having completed the administration of said decedent.

Third—That there remains property belonging to said estate of decedent, not administered upon, and that it is proper and necessary that an administrator *de bonis non* with the Will Annexed be appointed to complete the administration of said estate.

Fourth—That Josephine M. Greene

is a suitable and

competent person to be appointed administratrix *de bonis non* with the Will Annexed of said estate, and that she

is entitled to be appointed.

It is Therefore Ordered, That Josephine M. Greene

be, and she hereby is,

appointed administratrix *de bonis non* with the Will Annexed

of the estate not already administered upon of said decedent; and that

before letters be to her issued, she take, subscribe and file her

oath in this court according to law, and also file in this court her bond in the sum of Fourteen Thousand and no/100 (\$14,000.00) - - - - - Dollars,

with sufficient sureties and to be approved by the judge of this court according to law.

Dated May 26th, 1950

Earl J. Loring

Probate Judge.



No. \_\_\_\_\_

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**IN PROBATE COURT,***County of* Stearns

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*In the Matter of the Estate of*Emma Schmid,

---

*Decedent.*

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**ORDER APPOINTING ADMINISTRATOR  
OF ESTATE DE BONIS NON.**

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Filed this 26th day of May,  
19 50, and recorded in Book 48 of  
Orders, on page 639.

*Frank Herzog*  
Clerk-~~EXCISE~~ of Probate.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT,

Special Term, May 31st, 19 50

Josephine E. Greene is hereby appointed

Administrator De Bonis Non with the Will Annexed

of the estate of Emma Schmid, deceased

Witness: Earl J. Mainz Judge of the

Probate Court in the County of Stearns

(SEAL) and the seal of the Court affixed, the 31st

day of May, A. D. 19 50

By the Court:

Earl J. Mainz

Judge of Probate.

Stearns County, Minn.

0024 0793

State of Minnesota,  
County of Stearns

In Probate Court

IN THE MATTER OF THE ESTATE OF

Emma Schmid,  
Deceased.

Letters of Administration  
DE BONIS NON With The  
Will Annexed.

Filed this 31st day of

May, A. D. 1950

and Recorded in Book " 95 "

on page 569 thereof.

Frank Henry  
Clerk of Probate.

561 520 0024 0794





# AMERICAN AUTOMOBILE INSURANCE COMPANY

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That the AMERICAN AUTOMOBILE INSURANCE COMPANY, a corporation of the State of Missouri, does hereby make, constitute and appoint

N. J. Perrin, Raymond F. O'Brien, O. J. Morrill  
ALL of Minneapolis, Minnesota, EACH

its true and lawful Attorney(s) in fact, with full power and authority, for and on behalf of the Company as surety, to execute and affix the seal of the Company thereto, if a seal is required, and deliver bonds, undertakings, recognizances or other written obligations in the nature thereof, as follows:

Any and all bonds, undertakings, recognizances or  
other written obligations in the nature thereof

and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Saint Louis, Missouri, in their own proper persons.

This appointment is made under and by authority of the following sections of Article XI of the By-laws of the Company which by-law is now in full force and effect:

Section 5. The President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint attorneys in fact or agents with power and authority, as defined or limited in their respective powers of Attorney, for and on behalf of the Company to execute and affix the seal of the Company thereto and deliver bonds, undertakings, recognizances or other written obligations in the nature thereof. Such attorneys in fact or agents may be removed and their power and authority revoked by the aforesaid officers in the same manner as such officers are empowered, by the foregoing, to appoint such attorneys in fact or agents.

Section 7. Any bond, undertaking, recognizance or other written obligation in the nature thereof shall be valid and binding upon the Company when signed by the President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized for such purpose by the Board of Directors or by the Executive Committee, and duly attested and sealed, if a seal is required, by the Secretary or any Assistant Secretary, or when signed by the President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized for such purpose by the Board of Directors or by the Executive Committee, and countersigned and sealed, if a seal is required, by a duly authorized attorney in fact or agent, and any bond, undertaking, recognizance or other written obligation in the nature thereof shall be valid and binding upon the Company when duly executed and sealed, if a seal is required, by one or more attorneys in fact or agents pursuant to and within the limits of the authority granted by his or their power or powers of attorney.

IN WITNESS WHEREOF, the AMERICAN AUTOMOBILE INSURANCE COMPANY has caused these presents to be signed and its corporate seal to be hereunto affixed this 15th day of November 1948

(SIGNED)  
(SEAL)

AMERICAN AUTOMOBILE INSURANCE COMPANY

BY EDWARD S. CHATHAM

Assistant Secretary

BY CARLTON HINES

Vice President

State of Missouri,  
City of Saint Louis

{ ss:

On this 15th day of November 1948, before me appeared the above-named officers of the AMERICAN AUTOMOBILE INSURANCE COMPANY, to me personally known, who, being by me duly sworn, did say that they are the individuals and officers described in and who executed the preceding instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority and direction of said corporation, and the said officers acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at the City of Saint Louis, the day and year first above written.

(SIGNED)  
(SEAL)

My Commission Expires May 7, 1950

BESSIE M. GITHENS

Notary Public

## CERTIFICATE

State of Missouri, { ss:  
City of Saint Louis

I GARLAND BROWN

Secretary of the AMERICAN AUTOMOBILE INSURANCE COMPANY, a corporation of the State of Missouri, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by the said Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at the City of Saint Louis, this 26th day of May 1950.

*Garland Brown*  
Secretary

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

## BOND

Emma Schmid

Decedent

Know All Men by These Presents, That we Josephine E. Greene

St. Cloud, Minnesota

, as principal

and American Automobile Insurance Company

a corporation organized under the laws of the State of Missouri

and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is authorized to contract as surety upon bonds in said State of Minnesota, as surety, are held and firmly bound unto Hon. Earl J. Weiss

, as Judge of Probate of the County of

Stearns

Minnesota, in the sum of fourteen thousand and no/100ths (\$14,000) Dollars, lawful money of the United States, to be paid to said Judge of Probate, or his successor in office; for which payment well and truly to be made, we bind ourselves and each of our heirs, executors, administrators, successors, and assigns, firmly by these presents.

The Condition of This Obligation is Such, That if the above bounden Josephine E. Greene

, who has been appointed representative of the estate of the above named, Emma Schmid

shall well and faithfully discharge all the duties of her 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 her hand and seal; and the said surety has caused these presents to be signed by its Attorney-in-Fact

and its corporate seal to be hereto attached by authority of its Board of Directors, this 30th day of May, 1950.

Signed, Sealed and Delivered in Presence of

*R. O. P. M.*  
*Henry J. Hoyerich*  
*William A. Boerger*  
*Edith Jane Wright*  
 as to principal

*Josephine E. Greene* (Seal)  
 (Seal)

American Automobile Insurance Company

*O. J. Merrill*  
 Attorney-in-Fact

## ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota,

County of Stearns

On this 31st day of May, 1950, before me personally appeared Josephine E. Greene, to me well known to be the person who executed the foregoing bond as principal, and she acknowledged that she executed the same for the uses and purposes herein expressed as her free act and deed.

Notary Public,

Stearns

County, Minnesota.

My commission expires March 21, 1955

## ACKNOWLEDGMENT OF SURETY

State of Minnesota,

County of Hennepin

On this 30th day of May, 1950, before me appeared O. J. Merrill, to me personally known, who being by me

duly sworn, did say that he is the Attorney-in-Fact

of American Automobile Insurance 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 O. J. Merrill, by authority of its Board of Directors; and the said O. J. Merrill acknowledged said instrument to be the free act and deed of said corporation.

Notary Public,

County, Minnesota.

My commission expires, 19

H. E. GILBERT  
 Notary Public, Hennepin County, Minn.  
 My Commission Expires Aug. 16, 1951.

15.119

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Schmidt

Decedent

Bond and Oath of Representative  
(SURETY COMPANY FORM)

Filed the 31<sup>st</sup> day of

May, 1950, and until

bond recorded in Book 8-1 of

Bonds, page 20 of Probate

Records.

Frank H. Meyer  
Clerk—State of Probate

My commission expires March 21, 1955

Notary Public William A. Roberger

County, Minnesota

day of May, 1950

Subscribed and sworn to before me this 31<sup>st</sup>

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

of the above named Emma Schmidt

assume as representative

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

I, Josephine E. Greene

County of Stearns

State of Minnesota,

st

OATH OF REPRESENTATIVE

Probate Judge

May, 1950

I hereby approve the within bond and the surety thereon, this 31<sup>st</sup>

APPROVAL

STATE OF MINNESOTA

ss

I N P R O B A T E C O U R T

C O U N T Y O F S T E A R N S

I N T H E M A T T E R O F T H E E S T A T E O F E M M A S C H M I D , D E C E A S E D

\*\*\*\*\*

P E T I T I O N T O S E L L P E R S O N A L P R O P E R T Y A N D T O  
L E A S E P R E M I S E S

Your petitioner respectfully alleges and shows to the court as follows:

That she is the duly appointed, qualified and acting representative d.b.n and c.t.a. of the estate of the above named decedent;

That among the inventoried assets of the estate of the above named decedent is the mercantile establishment known as the Schmid Meat Market at No. 511 St. Germain Street, St. Cloud, Minnesota, which said meat market consists of the fixtures, appliances, tools and implements; stock of meats and groceries; book accounts and two Ford delivery trucks, and the good will, necessary for the successful operation thereof;

That for more than 20 years last past the said Schmid Meat Market has been managed and operated by Leo E. Schmid as manager for the decedent who has been assisted by his brothers Ernest F. Schmid and Otto E. Schmid; that the said Leo E. Schmid, who was also the representative of the estate of the said Emma Schmid, has died, and that your petitioner has been appointed to succeed him as administrator d.b.n and c.t.a.

That the said Leo E. Schmid, Ernest F. Schmid and Otto E. Schmid are devisees and legatees under the will of the said Emma Schmid, and that the said Ernest F. Schmid and Otto E. Schmid are heirs-at-law, as surviving brothers, of the said Leo E. Schmid who died intestate and whose estate has been filed in this court for adjudication and administration;

That under the said conditions it will be for the best interests of all parties concerned that the said Schmid Meat Market be sold; that the said Ernest F. Schmid and Otto E. Schmid are ready, able and willing to purchase the same and to continue the operation thereof; and that they have offered the sum of \$6000.00 for the fixtures, appliances, tools, implements, stock of meats and groceries, book accounts, two Ford delivery trucks, and the good will of the business;

That the said hereinbefore described personal property has been appraised in the sum \$7400.00 in the estate of the said Emma Schmid, but that the diminished stock of meats and groceries; the depreciation in the value of the ~~fix~~ tools, implements and two delivery trucks, and the reduction of the book accounts have decreased the value thereof so that the offer of \$6000.00 is fair and reasonable for the purchase of the said personal property;

That your petitioner has consulted all of the devisees, legatees and heirs of the said Emma Schmid and of the said Leo Schmid, and that they have all given their consent to the sale of the said meat market as hereinbefore set forth and recited, at the price offered therefor;

Your petitioner further shows to the court that the premises in which the said Schmid Meat Market is now, and for more than 50 years last past has been, conducted is the proper location for further conducting the same to the best advantage; that the said Ernest F. Schmid and the said Otto E. Schmid have offered the sum of \$200.00 per month rental for the said premises for the said purpose; that the said offer is fair and reasonable, and that it will be to the best interests of all persons concerned if the same is accepted.

WHEREFORE Your petitioner prays the order of the court authorizing her to sell the said personal property in the said Schmid Meat Market, and to lease the said premises, to-wit at No. 311 St. Germain Street, St. Cloud, Minnesota, all as hereinbefore recited and set forth.

Dated at St. Cloud, Minnesota, this 31st day of May, 1950.

*Josephine E. Greene*

STATE OF MINNESOTA ss  
COUNTY OF STEARNS

E

Josephine, Greene being first duly sworn, upon oath says that she is the person who makes the foregoing petition; that she has read the same and knows the contents thereof; that the same is true of her own knowledge, save and except as to matters therein stated on information and belief, and as to those matters she believes it to be true.

Sworn to and subscribed before  
me this 31st day of May, 1950.

*Josephine E. Greene*

*William A. Boerger*

William A. Boerger,

Notary Public, Stearns County, Minn.

My commission expires March 21, 1955.

(Seal)

\*\*\*\*\*  
We the undersigned, being all of the heirs, devisees and legatees named in the will of Emma Schmid, hereby give our full consent to all of the matters recited and set forth in the foregoing petition:

*Andrew Schmid*  
*Lawrence Schmid*  
*Ernest Schmid*  
*Otto E. Schmid*

*Haller Schmid*  
*Hildegard Steffen*  
*Lucine E. Wampack*

15,119

STATE OF MINNESOTA ss  
COUNTY OF STEARNS

I N P R O B A T E C O U R T

\*\*\*\*\*  
I N T H E M A T T E R O F T H E E S T A T E O F  
E M M A S C H M I D , D E C E A S E D .

\*\*\*\*\*  
P E T I T I O N F O R L E A V E T O S E L L P E R -  
S O N A L P R O P E R T Y A N D T O L E A S E  
R E A L E S T A T E  
\*\*\*\*\*

FILED THIS 31<sup>st</sup> DAY  
OF May A.D. 1950

Frank K. Herzig  
Clerk of Probate



## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Erna Schmid

Decedent.

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

*Your Petitioner respectfully represents and shows to the Court*

1. That she is the representative of the estate above named, acting as administratrix C. E. B. and
2. That the bond..... filed by ~~the~~<sup>her</sup> herein as such representative, pursuant to order of this Court is a surety bond..... in the penal sum of \$ 14,000.00

3. That there remains in his hands undisposed of personal property of the estimated value of \$ 14 000.00

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 ..... 8.....

Expenses of Administration (estimated): Compensation of representative \$1500.00; Fees of Attorney \$2800.00	\$ 4,300.00
--	-------------

<i>Funeral expenses</i> .....	\$.....
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Expenses of last sickness ..... \$.....

Taxes ..... \$4,000.00

Claims of creditors allowed by Court	Leo Schmid	\$ 22,000.00
--------------------------------------	------------	--------------

Legacies ..... \$

*TOTAL debts and charges remaining unpaid* ..... \$ 27400.00

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

www.ck12.org

Value as Fixed  
by Appraisers

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

Lt Numbered Eleven (11) in Block Numbered Sixty-seven (67)  
of James Bowes Addition to St. Cloud, Stearns County, Minn.-----\$12,000.00

\_\_\_\_\_



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

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

St. Cloud, Minnesota	Lot Numbered Six (6) in Block Numbered Four (4) of Columbia Square,	\$21,200.00
St. Cloud, Minnesota	Lot Numbered Fourteen (14) in Block Numbered Four (4) of Columbia Square, St. Cloud, Minnesota	\$14,000.00
St. Cloud, Minnesota	Lot Numbered Nine (9) and Ten (10) in Block Numbered Sixty-seven (67) of James Howe's Addition to St. Cloud, Stearns County, Minnesota	\$2,600.00
St. Cloud, Minnesota	Lot Numbered Twelve (12), less the westerly seventy-two (72) feet, in Block Numbered Sixty-seven of James Howe's Addition St. Cloud, Stearns County, Minnesota	\$4,500.00
St. Cloud, Minnesota	The westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the Northernly fifteen (15) feet of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of James Howe's Addition to St. Cloud, Minnesota	\$4,000.00

Any and all other real estate of which the decedent may have died seized which may be disclosed by further searches of records.

That the reasons and grounds for selling the said real estate are as follows, to-wit: The personal property of said estate is insufficient to pay the taxes, claims allowed by the court, and estimated expenses of the administration.

The will of the decedent, Emma Schmid, recites as follows: "My executor HERMAN SCHMID is hereby authorized and empowered to sell my property, including all real estate, and to execute and give all proper conveyances therefor without further leave of the court. The executor HERMAN is Leo Schmid who died ten months after the decedent Emma Schmid. The courts are not unanimous in holding the administrator d.b.m. and c.t.s. entitled to the same authority as the NAMED EXECUTOR, and for that reason the administrator d.b.m. and c.t.s. is making this petition for the sale of the hereinbefore enumerated real estate. All of the legatees and devisees named in the will of Emma Schmid, are agreed that the real estate shall be sold, which said sale would be to the best interest of the estate.



File No. 15,119

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Schmidt

Deceased.

Petition for Order to Sell,  
Mortgage on Deceased and

Filed this 9<sup>th</sup> day of

August 1950

Frank H. Hoyer,  
Probate Court Clerk.

NOTED FOR FILING BY CLERK COURT HOUSE, ST. PAUL, MINN.

Strike out (s) if it does not apply.  
Note if petition is to mortgage, add "in the amount of \$ \_\_\_\_\_ per cent per annum." If petition is to sell add "at private sale" or "at public auction" as the case may require.  
The maximum of \_\_\_\_\_  
If sale or mortgage of the homestead is petitioned for consent of the spouse must be obtained. If homestead is to be incumbered for more than encumbrances and statutory liens allowed consent of all persons must be obtained.

We, the undersigned, being \_\_\_\_\_  
the persons who take an interest in the real estate described in the foregoing petition, do hereby consent to the \_\_\_\_\_  
of said real estate and request the Court to authorize and direct the representative of said estate to \_\_\_\_\_  
said real estate as prayed for in said petition.

CONSENT TO \_\_\_\_\_  
OF REAL ESTATE

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1950  
\_\_\_\_\_ William A. Boesiger  
County, Minnesota.  
My Commission expires \_\_\_\_\_ March 21, 1955

Josephine Greene  
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.

State of Minnesota,  
County of Stearns } ss.

Josephine E. Greene

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

**IN PROBATE COURT**

File No. **15,119**

IN THE MATTER OF THE ESTATE OF

**Emma Schmid,**  
Decedent

**Order of License to Sell Land  
at Private Sale.**

The above entitled matter came on to be heard by the Court on the **1st**  
day of **September**, 19 **50**, upon the petition of **Josephine E. Greene**  
as **representative**  
(Representative or Guardian)

in the above entitled matter, praying for license to sell certain lands described in said petition; and the Court having heard the said petition and all the evidence adduced in support thereof, and having duly considered the same and examined the files and records in said matter, finds the following facts:

**FIRST**—That notice of said hearing was served upon all persons interested in said matter by the publication of the citation for hearing on said petition heretofore entered herein. the **St. Cloud Daily Times**, a legal newspaper, proof of publication of said notice for hearing and service by mail having been filed in this Court.

**SECOND**—That the said **representative** appeared at said hearing in person and by attorney, **William A. Boerger, Esq.** and was duly examined relative to said matter by the Court and that **no one** appeared in opposition to said petition

**THIRD**—That it would be for the best interests and benefit of the said estate that the property hereinafter described, be sold because the personal property of said estate is insufficient to pay the taxes, claims allowed by the court, and estimated expenses of the administration.

**IT IS THEREFORE ORDERED, FIRST**—That the said **Josephine E. Greene** as **representative** of said estate be, and hereby is, licensed and directed to sell said real estate herein described, in the order herein described, at private sale, to-wit: The tract **8** of land situate and being in the County of **Stearns**, State of Minnesota, described as follows, to-wit:

Lot Numbered Eleven (11) in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud, Stearns County, Minnesota, being the homestead of said decedent.

Other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:

Lot Numbered Six (6) in Block Numbered Four (4) of Columbia Square, St. Cloud, Minnesota.

Lot Numbered Fourteen (14) in Block Numbered Four (4) of Columbia Square, St. Cloud, Minnesota.

Lots Numbered Nine (9) and Ten (10) in Block Numbered Sixty-seven (67) of James Bowe's Addition to St. Cloud, Stearns County, Minnesota.

Lot Numbered Twelve (12), less the westerly seventy-two (72) feet, in Block Numbered Sixty-seven (67) of James Bowes Addition, St. Cloud, Stearns County, Minnesota.

File No.

State of Minnesota, ss.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid, Decedent

Order of License to Sell Land at Private Sale

OFFICE OF REGISTER OF DEEDS

State of Minnesota.

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

Register of Deeds.  
By Deputy.

Filed this 1st day of September,  
19 50, and recorded in Book 90  
of Orders, Page 311  
Charles Berger  
Clerk of Probate.



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

State of Minnesota, ss. PROBATE COURT

THIRD-That the said representative shall not sell said real estate, or any part thereof, for less than  
its full appraised value as fixed and determined by the appraisers herein appointed to appraise the same; and shall  
not, directly or indirectly, purchase or be interested in the purchase of any part of the said real estate so to be sold;  
and that upon the sale of said real estate, or any part thereof, the said representative shall  
make report of all the proceedings therein to this court.  
Dated at St. Cloud, Minnesota, this 1st day of September, 19 50.  
Judge of Probate.

SECOND-That before making sale of said real estate, or any part thereof, the said representative  
shall cause the said real estate to be reappraised by  
competent persons to make said appraisal, who are hereby appointed by this court to make such re-appraisal  
upon their qualifying according to law.  
Ray H. Brumling  
and  
Werner B. Algenier

The westerly forty-four (44) feet of the easterly eighty-eight (88)  
feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet  
of the easterly eighty-eight (88) feet of the Northernly fifteen (15)  
feet of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of  
Brown's Addition to St. Cloud, Minnesota.

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT

In the Matter of the Estate of

Emma Schmid

Decedent—Wife:

Oath of Appraisers and Appraisal  
of Lands Under Order For Sale

## OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I, Ray E. Bruning

and I, Werner B. Aigner, do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as appraiser of the lands of the above named Emma Schmid under and pursuant to that certain order for sale of said lands at private sale, made by the above named Court on the 1st day of September, 1950, 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

23<sup>rd</sup> day of September 1950

William A. Boerger

Notary Public.

Stearns

County, Minn.

My Commission Expires March 21 1955

## APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to Josephine E. Greenas representative to sell certain lands belonging to the above named Emma Schmid, dated the 1st day of September 1950, 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 westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) of the northerly fifteen (15) feet of Lot Numbered Eight (8) in Block Sixty-seven (67) of Brown's Addition to St. Cloud, \$ 7000.00



15,119

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Schmidt

Decedent. Next.

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

Filed this 23<sup>rd</sup> day of

September, 1950

Frank McGuffey  
Probate Judge, Clerk.

7-1-2000\*

Dated September 22 19 50.

Respectfully submitted,

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

Appraisers.



**State of Minnesota,** )  
COUNTY OF **Stearns** ) ss.

**IN PROBATE COURT**File No. **15,119**

IN THE MATTER OF THE ESTATE OF

**Emma Schmid,****Decedent.****Order Confirming Private Sale  
of Real Estate**

The above entitled matter came on to be heard on the

**September**, **19 50**, upon the report of**23rd**

day of

**Josephine E. Greene**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 **22nd** day of **September**, **19 50**, the said **representative** pursuant to said order for sale, did sell, at private sale, to

**Isabelle Terrahe of the City of St. Cloud, Minnesota,**

for the sum of **Seven Thousand and five hundred and no/100 (\$7500.00)** 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 westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the northerly fifteen (15) of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of Brown's Addition to St. Cloud.

To be paid for in cash upon delivery of deed.

File No.

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Order Confirming Private  
Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota,

County of

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

Register of Deeds,

Deputy.

By

Filed this 23rd day of September

19 50, and recorded in Book 99

Orders, Page

321.

Clerk for Probate.

of the Probate Court.

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

1. \_\_\_\_\_ 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.

County of

State of Minnesota,

ss.

PROBATE COURT

Probate Court Seal

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

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 \_\_\_\_\_ her \_\_\_\_\_ with the terms of said sale.

Dated at St. Cloud, Minn., this 23rd day of September, 19 50.

\_\_\_\_\_  
Probate Judge.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~Wife~~.

## 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 first day of September, 1950, to sell at private sale the lands of said Emma Schmid hereinafter described, as follows, to-wit:

the court having held the original bond sufficient for purposes of sale  
 First—That ~~before making sale of the real estate hereinafter described under said order for sale, he executed no additional bond was required and filed in this court his bond required by the said order for sale.~~

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by Ray H. Bruning and Werner B. Aigner the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court. (1)

Third—That on the 22nd day of September, 1950, he, pursuant to said order for sale, sold to Isabelle Terrahe of the City of St. Cloud those 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 westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7); and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the northerly fifteen (15) of Lot Numbered Eight (8), in Block Numbered Sixty-seven (67) of Brown's Addition to St. Cloud,

for the sum of Seven thousand five hundred (\$7,500.00) Dollars

15119

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent - ~~WIFE~~

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

Filed this

23<sup>rd</sup>

day of

September, A. D. 1950

Frank H. Meyer  
Probate Clerk

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

My Commission expires

March 21

1955

Stearns

County, Minn.

William A. Boerger

Notary Public.

2<sup>nd</sup> day of September, 1950

Subscribed and sworn to before me this

it to be true.

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

Josephine E. Greene

Stearns

ss.

State of Minnesota,

Dated September 22, 1950

Representative and Petitioner.

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate herein before 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 her of the terms of said sale.

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 for that purpose in said order of sale.

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

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Decedent.

ORDER ALLOWING FINAL ACCOUNT  
OF DECEASED REPRESENTATIVE

The above entitled matter came on to be heard on the 15th day of December 19 50, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney, William A. Boerger, Esq.,

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 3rd day of November 19 50, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court. Said hearing was by order of this Court continued to the 15th day of December, 1950, and notice given by mail to all interested parties.

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	\$ 24,173.21
Personal estate omitted from the inventory	\$ 6,213.25
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits (net)	\$ 1,368.45
Cash from other sources	\$
	\$
	\$
Total receipts from all sources	\$ 31,754.91

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 190.43
Expenses of last sickness	\$
Funeral expenses	\$ 810.00
Taxes	\$
Claims of creditors of decedent	\$ 1114.19
Legacies	\$
New furnace for Homestead	\$ 858.00
Balance to General Administrator	\$ 28782.29
Residue on hand for distribution	\$ 31754.91
Total credits	\$ 31754.91

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Order Allowing Final Account  
OF DECEASED REPRESENTATIVE

Filed this 15th day of

December, 19 50, and

recorded in Book 107 of Orders

at Page 22

Hankerson  
Clerk of Probate.

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

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

Dated December 15th

19 50.

By the Court,

Probate Judge.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

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

## OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I,

Ray H. Bruning

and I, Werner B. Aigner

do swear that I will faithfully and

justly perform all the duties of the office and trust which I now assume as appraiser of the lands of the above named

Emma Schmid

under and pursuant

to that certain order for sale of said lands at private sale, made by the above named Court on the 1st day

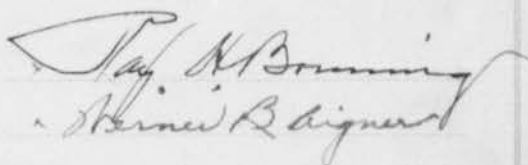
of September, 1950, and that I will appraise the said land described

in said order for sale at its true and full value, So Help Me God.

Subscribed and sworn to before me this

14th day of December 1950

  
 William A. Boerger  
 Notary Public.



Stearns

County, Minn.

My Commission Expires March 21 1955

## APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

Josephine E. Greene

to sell certain lands

belonging to the above named Emma Schmid

, dated

the 1st day of December 1950, 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:

Lot Numbered Twelve (12) in Block Numbered Sixty-seven (67), less the westerly seventy-two (72) feet thereof, in James Bowen Addition to St. Cloud. at the sum of-----\$6200.00



File No. 15,119

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Decedent. **Ward**

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

Filed this 29<sup>th</sup> day of

December, 1950

Frank Mayers

Probate Judge Clerk.

1

praised.

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

Dated December 14th

19 50

Respectfully submitted,

*Thos. J. Mayers*  
*Thos. J. Mayers*  
Appraisers.

**State of Minnesota,** )  
COUNTY OF **Stearns** ) ss.

**IN PROBATE COURT**

File No. **15,119**

IN THE MATTER OF THE ESTATE OF )

**Emma Schmid,** )

**Decedent.**

**Order Confirming Private Sale  
of Real Estate**

The above entitled matter came on to be heard on the **20th** day of **December**, **1950**, upon the report of

**Josephine E. Greene** 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 **20th** day of **December**, **1950**, the said **representative** pursuant to said order for sale, did sell, at private sale, to **Louise Wampach of the City of St. Cloud, Minnesota,** for the sum of **Six Thousand Two Hundred and no/100 (\$6200.00) — — 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:

Lot Numbered Twelve (12) in Block Numbered Sixty-seven (67) less the westerly seventy-two (72) feet thereof in James Bowes Addition to St. Cloud.

To be paid for in cash upon delivery of the deed.

Filed this 20th day of December 1932  
 and recorded in Book 32 of Probate  
 Pages 32  
 By \_\_\_\_\_  
 at \_\_\_\_\_  
 day of \_\_\_\_\_  
 and was duly recorded in Book \_\_\_\_\_  
 of \_\_\_\_\_  
 Register of Deeds  
 M. \_\_\_\_\_  
 hereby certify that the within is  
 a true and correct copy of the original  
 of Minnesota.  
 of Private

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and placed the  
 Seal of said Court, at \_\_\_\_\_  
 day of \_\_\_\_\_

PROBATE COURT  
 of the Probate Court, within  
 the said County,

State of Minnesota,  
 County of \_\_\_\_\_  
 Probate Court Seal

That the said \_\_\_\_\_  
 was a purchaser of said real estate, and was not interested, directly or indirectly, in the purchase of said real estate or said  
 sale thereof; and that the said \_\_\_\_\_  
 was authorized and directed to execute and deliver to said purchaser good and sufficient deed, and the same hereby is in full compliance with the terms of said sale,  
 and that the said \_\_\_\_\_  
 IT IS THEREFORE ORDERED, That said sale  
 be, and the same hereby is in full compliance with the terms of said sale,  
 be, and the same hereby is in full compliance with the terms of said sale,  
 of compliance upon \_\_\_\_\_  
 December \_\_\_\_\_  
 1932

Re-take

File No.

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt,

Order Confirming Private Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota.

County of

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

Register of Deeds.

By \_\_\_\_\_ Deputy.

Filed this 20th day of December, 1950, and recorded in Book 99 of Orders, Page 36.

Charles H. Hagg  
Clerk of Probate.



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

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.

PROBATE COURT

State of Minnesota,

County of \_\_\_\_\_

Probate Court Seal

\_\_\_\_\_ Probate Judge.

Dated at St. Cloud, Minnesota, this 20th day of December, 1950.

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

State of Minnesota,

## IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~WAX~~

## 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 ~~her~~ <sup>her</sup> in the above entitled matter on the 1st day of September, 1950, to sell at private sale the lands of said Emma Schmid 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 ~~tax~~ <sup>her</sup> bond required by the said order for sale.

Second—That before making sale of said real estate under said order for sale, he caused the same to be re-appraised by Ray H. Bruning and Werner B. Aigner 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 20th day of December, 1950 she, pursuant to said order for sale, sold to Louise Wampach of the City of St. Cloud 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:

Lot Numbered Twelve (12) in Block Numbered Sixty-seven (67) less the westerly seventy-two (72) feet thereof in James Bowes Addition to St. Cloud

for the sum of ~~—~~ Six Thousand Two Hundred (\$6200.00) ~~—~~ Dollars



File No. 15,119

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Decedent - ~~PRAX~~

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

Filed this

20<sup>th</sup>

day of

December, A. D. 1950

Frank Steeger

Probate Clerk.

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

My Commission expires

March 21

19 55.

County, Minn.

Notary Public.

William A. Boerger  
Stearns

20<sup>th</sup> day of December, 19 50

Subscribed and sworn to before me this

it to be true.

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

County of Stearns

State of Minnesota,

ss.

Representative and Petitioner.

Dated December 20<sup>th</sup>, 19 50

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

the value thereof as re-appraised by said appraisers for that purpose in said order of sale.

for which the same was sold is not disproportionate to the value thereof, and is not less than

estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum -

Fourth—That your petitioner was in no way, directly or indirectly, interested in the purchase of said real

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



# AMERICAN AUTOMOBILE INSURANCE COMPANY

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That the AMERICAN AUTOMOBILE INSURANCE COMPANY, a corporation of the State of Missouri, does hereby make, constitute and appoint

N. J. Perrin, R. C. Steen and O. J. Morrill  
all of Minneapolis, Minnesota, EACH

its true and lawful Attorney(s) in fact, with full power and authority, for and on behalf of the Company as surety, to execute and affix the seal of the Company thereto, if a seal is required, and deliver bonds, undertakings, recognizances or other written obligations in the nature thereof, as follows:

Any and all bonds, undertakings, recognizances or  
other written obligations in the nature thereof

and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Saint Louis, Missouri, in their own proper persons.

This appointment is made under and by authority of the following sections of Article XI of the By-laws of the Company which by-law is now in full force and effect:

Section 5. The President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint attorneys in fact or agents with power and authority, as defined or limited in their respective powers of Attorney, for and on behalf of the Company to execute and affix the seal of the Company thereto and deliver bonds, undertakings, recognizances or other written obligations in the nature thereof. Such attorneys in fact or agents may be removed and their power and authority revoked by the aforesaid officers in the same manner as such officers are empowered, by the foregoing, to appoint such attorneys in fact or agents.

Section 7. Any bond, undertaking, recognizance or other written obligation in the nature thereof shall be valid and binding upon the Company when signed by the President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized for such purpose by the Board of Directors or by the Executive Committee, and duly attested and sealed; if a seal is required, by the Secretary or any Assistant Secretary, or when signed by the President, or the Executive Vice-President, or any of the additional Vice-Presidents specially authorized for such purpose by the Board of Directors or by the Executive Committee, and countersigned and sealed, if a seal is required, by a duly authorized attorney in fact or agent, and any bond, undertaking, recognizance or other written obligation in the nature thereof shall be valid and binding upon the Company when duly executed and sealed, if a seal is required, by one or more attorneys in fact or agents pursuant to and within the limits of the authority granted by him or their power or powers of attorney.

IN WITNESS WHEREOF, the AMERICAN AUTOMOBILE INSURANCE COMPANY has caused these presents to be signed and its corporate seal to be hereunto affixed this 6th day of September 19 49.

(SIGNED)  
(SEAL)

AMERICAN AUTOMOBILE INSURANCE COMPANY

BY EDWARD S. CHATHAM  
Assistant Secretary

BY CARLTON HINES  
Vice-President

State of Missouri, }  
City of Saint Louis }

On this 6th day of September 19 49, before me appeared the above-named officers of the AMERICAN AUTOMOBILE INSURANCE COMPANY, to me personally known, who, being by me duly sworn, did say that they are the individuals and officers described in and who executed the preceding instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority and direction of said corporation, and the said officers acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at the City of Saint Louis, the day and year first above written.

(SIGNED)  
(SEAL)

My Commission Expires MAY 7, 1950

BESSIE M. GITHENS  
Notary Public

## CERTIFICATE

State of Missouri, }  
City of Saint Louis }

I GARLAND BROWN, Secretary of the AMERICAN AUTOMOBILE INSURANCE COMPANY, a corporation of the State of Missouri, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by the said Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at the City of Saint Louis, this 21st day of December 19 50.

*Garland Brown*  
Secretary

## State of Minnesota,

County of Stearns

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent

Know All Men by These Presents, That we Josephine E. Greene

St. Cloud, Minnesota

, as principal,

and American Automobile Insurance Company

a corporation organized under the laws of the State of Missouri

and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is authorized to contract as surety upon bonds in said State of Minnesota, as surety, are held and firmly bound unto Hon. Earl J. Heinz

, as Judge of Probate of the County of

Stearns

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

The Condition of This Obligation is Such, That if the above bounden Josephine E. Greene

, who has been appointed representative

of the estate of the above named, Emma Schmid, shall well and faithfully discharge all the duties of her trust as executrix 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 her hand and seal;

and the said surety has caused these presents to be signed by its Attorney-in-Fact.

and its corporate seal to be hereto attached by authority of its Board of Directors, this 21st day of December, 1950

Signed, Sealed and Delivered in Presence of

William A. Boerger  
Siri P. LabberJosephine E. Greene (Seal)  
(Seal)

AMERICAN AUTOMOBILE INSURANCE COMPANY

By G. J. Merrill  
Attorney-in-Fact

## ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota,

County of Stearns

On this 21st day of December, 1950, before me personally appeared Josephine E. Greene

, to me well known to be the person who executed the foregoing bond as principal, and she acknowledged that she executed the same for the uses and purposes herein expressed as her free act and deed.

Notary Public, Stearns County, Minnesota.

My commission expires March 21, 1955

## ACKNOWLEDGMENT OF SURETY

State of Minnesota,

County of Hennepin

On this 21st day of December, 1950, before me appeared G. J. Merrill

, to me personally known, who being by me

duly sworn, did say that he is the Attorney-in-Fact

of American Automobile Insurance 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 G. J. Merrill

, by authority of its Board of Directors; and the said G. J. Merrill acknowledged said instrument to be the free act and deed of said corporation.

Notary Public, Hennepin County, Minnesota.

My commission expires

RUTH B. COON  
Notary Public, Hennepin County, Minn.  
My Commission Expires July 24, 1955.

15119

Estate of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Schmidt

Decedent

Bond and Oath of Representative  
(SURETY COMPANY FORM)

Filed the 26<sup>th</sup> day of

December, 1950, and said

bond recorded in Book 61 of

Bonds, page 75 of Probate

Records.

Frank H. Hargis  
Clerk of Probate

My commission expires March 21, 1955.

Notary Public William A. Boerger

County, Minnesota.

day of December, 1950

Subscribed and sworn to before me this 21<sup>st</sup>

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

Josephine E. Hansen

of the above named

Representative

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

assume as

of the Estate

1. Josephine E. Hansen

County of Stearns

State of Minnesota,

at.

OATH OF REPRESENTATIVE

Carl J. Hargis  
Probate Judge

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

APPROVAL

26<sup>th</sup>

day of

STATE OF MINNESOTA }  
COUNTY OF STEARNS }

ss

IN PROBATE COURT.

\* \* \* \* \*

In the Matter of the Estate of }  
Emma Schmid, Decedent.

ORDER DISCHARGING DECEASED  
EXECUTOR AND SURETY.

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The final account of the administration of the above entitled estate by Leo E. Schmid as Executor of said estate up to the time of his death, filed herein by Ernest Schmid as special administrator of the Estate of said Leo E. Schmid, deceased Executor, having been examined, allowed and approved by this Court by its order dated December 15th, 1950, and all of the balance of said estate of Emma Schmid as shown by said final account having been turned over and delivered to Josephine Greene, as representative or administrator de bonis non with the will annexed of the estate of Emma Schmid as evidenced by a receipt from her filed in this estate,

IT IS ORDERED, That Leo E. Schmid, as executor of said estate, and the surety on his bond be, and they hereby are discharged and released from any and all further liabilities in the matter of the estate of Emma Schmid, deceased.

Dated at St. Cloud, Minnesota, this 26th day of December, 1950.

By the Court:

*Earl J. Farny*  
Probate Judge

STATE OF MINNESOTA  
COUNTY OF STEARNS  
IN PROBATE COURT.

IN THE MATTER OF THE ESTATE  
OF EMMA SCHMID, DECEASED.

ORDER DISCHARGING DECEASED  
EXECUTOR AND SURETY

Interim Trust Agreement

Filed this 26th day of  
December, 1950, and recorded  
in Book.....on Page.....

thereof.

Frank H. Hines  
Clerk of Probate



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

## INHERITANCE TAX RETURN

State of Minnesota, }  
County of Stearns }

Decedent Emma Schmid  
Date of Death July 3rd, 1949

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 M. S. A., Chapter 291.

## GENERAL INFORMATION

- (1) Decedent's residence at date of death 310, 9th Ave. South St. Cloud Minnesota  
Street City State
- (2) Place of death St. Cloud, Minn Birthdate May 4th, 1866 Place of birth St. Cloud, Minn.
- (3) Business or occupation housewife
- (4) Married, single, separated, widowed or divorced at date of death Widowed
- (5) The name, relationship to decedent and birthplace 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
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Named in petition

- (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 None
- (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 in 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? No joint tenants  
Was any of the property held by decedent and others as joint tenants acquired by them by gift or inheritance from a third person? No joint tenants  
Give details of such claims in Schedule I or by separate affidavits.

## INSTRUCTIONS

- STATUTES: The inheritance tax law appears in M. S. A., Chapter 291. Taxable transfers are defined in M. S. A. 291.01. Filing an inheritance tax return is required by M. S. A. 291.12. Amendments were adopted by Laws of Minnesota 1943, Chapter 504, Section 6, Sub. 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.
  - 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.
  - If there is no Minnesota probate proceeding, the return must be filed directly with the Department of Taxation, Inheritance and Gift Tax Division, 221 State Office Building, St. Paul 1, Minn.
  - If it is claimed that decedent was not a resident of Minnesota, an Affidavit of Non-Residence (Form D. of T. EG 1019) 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.
- 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.
- 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.
- 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.
- If space in any schedule is insufficient, additional schedules in like form may be attached.
- 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



# SCHEDULE I — 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 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 date of transfer to joint tenancy.

Excess homestead area, if any, must be separately described and valued. Exemption in favor of spouse or minor or dependent children can be proved claim will be returned upon request. The homestead of decedent, if included in any of the schedules, must be identified before the exhibit submitted to probate court. The homestead of decedent, if included in any of the schedules, must be identified before the exhibit submitted to probate court. The homestead of decedent, if included in any of the schedules, must be identified before the exhibit submitted to probate court.

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 Lease, if any.)	Surviving Joint Tenant (Give Name and Relationship to Decedent)	Amount's Full and True Value of Realty Or Value of Securities On Date of Death	Value of Whole Property	Excess Market
6-21-41	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	\$2,455.00	\$4,000.00	
7-5-42	\$100 par Certificate No. 1392816 100 shares General Motors Co., common	John Doe, son	N. Y. S. E. 75½	\$7,550.00	

None

None

None

None

Total (Col. 6.)  
Less Items (Col. 2.)  
Net -

SCHEDULE II — INSURANCE

Report all life and accident insurance proceeds payable on the death of the decedent to named beneficiaries.

This schedule should not include contracts reportable in Schedule III.

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 7-15-37 Did Decedent on 7-15-37 have right to:	
				1. Change Beneficiary?	2. Cash Surrender Value
	<b>Fraternal insurance with Catholic Aid Ass'n of Minnesota</b>	<b>\$500.00</b>	<b>Children</b>		<b>None</b>

## 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 an-

nalties 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. (None of these are subject to the life insurance exemption.)

Date of Contract	Description of Contract (Name of Company, No. and Type)	Amount Paid or Payable at Death or Value of Balance of Annuity	Beneficiary or Transferee Name, Address and Relationship to Decedent
	None	None	None

## 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 of 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 two years prior to death is made in contemplation of death.  
Report gifts made by decedent during his lifetime which total more than \$2,500 to one donee in any year.
- B. Transfers intended to take effect in possession or enjoyment at death:  
Report transfers of property by deed, trust, or agreement in which the decedent has 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 attached.

- 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.  
Did the decedent exercise the power? ☐ If not, attach a copy of the instrument exercising the power unless it is previously filed for probate. If the power had been relinquished by decedent, attach a copy of the instrument.

(LIST TRANSFERS ON NEXT PAGE)



STATE OF MINNESOTA

ss

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF EMMA SCHMID, DECEDENT.

PETITION FOR LEAVE TO MAKE PARTIAL DISTRIBUTION OF  
PERSONAL PROPERTY

TO THE ABOVE NAMED COURT:

Your petitioner respectfully shows to the Court and petitions as follows:

That she is the duly appointed, qualified and acting representative of the above named estate.

That as such representative she has paid the expenses of the last sickness and funeral, as shown by receipts filed herewith, and has in all things complied with the orders of the Court and with the law relating thereto;

That not all of the expenses of administration have as yet been paid on the ground and for the reason that not all the expenses in that connection have been ascertained, there being some further real estate to be disposed of, but for the disposal of which negotiation are now pending;

That after making the payments above shown, plus the payment of all claims allowed by the Court, there is now available the sum of Thirty-six Thousand Dollars, (\$36,000.00) now on deposit in St. Cloud banks subject to check and order of the representative and drawing no interest, and that the time for filing further claims has now expired and that none have been filed;

That in addition to the above enumerated cash assets there are the following: One of the houses in James Bowes Addition to St. Cloud and the site of the Schmid Meat Market in Columbia Square, St. Cloud, for both of which deeds are now being prepared;

A contract for deed to Mrs. Sauer for the homestead on which monthly payments are being made and two admissions of indebtedness from Ernest Schmid and Otto Schmid in the sum of \$3000.00 each, which will be paid immediately upon the partial distribution herein prayed for;

That if a partial distribution in the sum of \$36,000.00 is made to the nine heirs named in the will of the decedent in the sum of \$4,000.00 each there will still be sufficient personal property in the hands of your petitioner to pay all remaining costs that may arise, and that a partial distribution will be to the best interests of all persons concerned.

WHEREFORE Your petitioner prays that the Court set a date for the hearing of this petition; order the publication thereof and upon the hearing order the representative, your petitioner, to make partial distribution of the sum of \$36,000.00, being the sum of \$4,000.00 to each of the following: The estate of Leo E. Schmid; Andrew Schmid; Louise Wampach; Ernest F. Schmid; Otto E. Schmid; Josephine E. Greene; Lawrence Schmid; Walter Schmid, and Hildegard Steffes, all heirs under the will of the above named decedent.

Dated at St. Cloud, Minnesota, this 14th day of February, 1951.

*Josephine E. Greene Admtr.*

STATE OF MINNESOTA ss  
COUNTY OF STEARNS

Josephine E. Greene, being first duly sworn, upon oath says that she is the person who makes the foregoing petition; that she has read the same and knows the contents thereof and that the same is true of her own knowledge, except as to matters therein state on information and belief and as to those matters she believes it to be true.

*Josephine E. Greene Admtr.*

*William A. Berger*  
WILLIAM A. BERGER  
Notary Public, Stearns County, Minn.  
My Commission Expires March 21-1953

File No. 15,119

STATE OF MINNESOTA ss  
COUNTY OF STARS

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF  
EMMA SCHEIDT, DECEASED.

PETITION FOR INANE TO MAKE PAR-  
TIAL DISTRIBUTION OF PERSONAL  
PROPERTY.

FILED THIS 15th DAY  
OF Feb. AD. 1951

*Frank J. Hering*

BY *Frank J. Hering*  
Attorney at Law

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

**IN PROBATE COURT**

IN THE MATTER OF THE ESTATE OF

**Emma Schmid**Decedent—~~Widow~~**Oath of Appraisers and Appraisal  
of Lands Under Order for Sale****OATH OF APPRAISERS**

**State of Minnesota,**  
County of **Stearns** } ss. I, **Ray H. Bruning**

and I, **Werner B. Aigner**

do swear that I will faithfully and  
justly perform all the duties of the office and trust which I now assume as appraiser of the lands of the above named  
**Emma Schmid** under and pursuant

to that certain order for sale of said lands at private sale, made by the above named Court on the **1st** day  
of **September**, 19 **50**, 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

1st day of **March** 19**51**

*William A. Boerger*  
**William A. Boerger** Notary Public.

**Stearns** County, Minn.My Commission Expires **March 21** 19 **55****APPRAISAL**

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

**Josephine E. Greene**, as representative to sell certain landsbelonging to the above named **Emma Schmid**, datedthe **1st** day of **September** 19 **50**, 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:

Lot Numbered Eleven (11) in Block Numbered Sixty-seven (67) in James Bowes  
Addition to St. Cloud, according to the plat and survey thereof on file and  
of record in the office of the Register of Deeds in and for Stearns County,  
Minnesota—\$ **103.00**



File No. 15,119

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent. ~~Heard~~

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

Filed this 2nd day of

March, 1951

Thos. H. Hoyer  
Probate Clerk.

praised.

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

Dated

March 1st

19 51

Respectfully submitted,

Appraisers.

Ray A. Herring  
Dwight A. Herring



File No.

Estate of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt, Decedent

Order Confirming Private  
Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota.

County of

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

Register of Deeds.

By \_\_\_\_\_ Deputy.

Filed this 2nd day of March  
19 51, and recorded in Book 99  
of Orders, Page 382.

Thank George  
Clerk of Probate.



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

of the Probate Court.

I, \_\_\_\_\_, Clerk of 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.

County of

State of Minnesota,

PROBATE COURT

Probate Court Seal

Probate Judge.

Dated at St. Cloud, Minnesota, this \_\_\_\_\_ day of March, 19 51.

compliance by \_\_\_\_\_ them \_\_\_\_\_ with the terms of said sale.

authorized and directed to execute and deliver to said purchaser good and sufficient deed of conveyance, upon and that the said \_\_\_\_\_ representative \_\_\_\_\_ of said estate be, and she hereby is, IT IS THEREFORE ORDERED, That said sale be, and the same hereby is in all things confirmed; 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.

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.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

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 1st day of September, 1950, to sell at private sale the lands of said Emma Schmid 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 Ray H. Bruning and Werner B. Aigner 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 1st day of March, 1950, he, pursuant to said order for sale, sold to Dale G. Roberts and Mildred E. Roberts, husband and wife as joint tenants and not as tenants in common of the city of St. Cloud 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:

Lot Numbered Eleven (11) in Block Numbered Sixty-seven (67) in James Bowes Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota.

for the sum of Ten Thousand Three Hundred (\$10,000.00)-----Dollars

File No. 15,119  
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Decedent - ~~Widow~~

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

Filed this 2<sup>nd</sup> day of

March, A. D. 1951

*Frank Meyer*  
Probate Clerk.

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

My Commission expires March 21, 1955.  
Notary Public,  
Stearns County, Minn.  
*Wm. H. Meyer*  
March 1st day of 1951

Subscribed and sworn to before me this

it to be true.

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

Josephine E. Greene

State of Minnesota,

Dated March 1st, 1951

purchase ~~er~~ upon a compliance ~~by~~ by them of the terms of said sale. and deliver to the said purchaser a thereof a good and sufficient Deed of conveyance thereof to said before described be confirmed by this court; and that your petitioner be authorized and empowered to execute

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate herein the value thereof as re-appraised by said appraisers appointed for that purpose in said order of sale.

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

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

State of Minnesota,

IN PROBATE COURT,

County of Stearns

Special Term May 11th, 19 51

In the Matter of the Estate of

Emma Schmid,

Deceased

Decree of Partial Distribution

County of Stearns

Special Term May 11th, 19 51

This matter having come on duly to be heard by this Court on the petition of Josephine E. Greene for a partial distribution of said estate, and it appearing to the satisfaction of this Court that due notice of this hearing on said petition has been given and published, and that proof of said publication has been filed herein, and the Court having duly heard said matter and the evidence produced at said hearing, finds the following facts:

FIRST: That said Josephine E. Greene, the petitioner herein, has an interest in said estate, which is as follows, to-wit:

She is the representative of said estate.

Non With the Will Annexed

SECOND: That letters of Administration De Bonis/ on said estate have been granted to Josephine E. Greene on the 31st day of May, A. D. 19 50, and that she has duly qualified and is acting as such administrator d.b.n.

THIRD: That the time limited by the order of this Court for the filing and allowance of claims against said estate has expired, and that all claims against said estate have been settled and paid.

FOURTH: That the said representative of said estate has filed her account of her administration of said estate in this Court up to the date of the petition herein for this partial distribution, and that said account has been examined, settled and allowed, as will more fully appear from the files and records of this Court in said estate.

FIFTH: That the following named persons are the persons entitled by law to said estate in the following proportions, to-wit:

Andrew Schmid, Louise Wampach, Ernest F. Schmid,  
Otto E. Schmid, Josephine E. Greene, Lawrence  
Schmid, Walter Schmid, Hildegard Steffes and  
Leo E. Schmid, now deceased, children of decedent.

SIXTH: That the property, which is the part of said estate for which distribution is prayed for in said petition and which distribution appears to this Court just and proper to be made, is the following, to-wit:

Cash in the sum of \$27,000.00.

From the files it appears that the representative heretofore made distribution to the beneficiaries under the will in the sum of \$8,546.22 without a decree of the Court, which distribution is hereby approved.



SEVENTH: As a conclusion from the foregoing facts and upon the files and records in said matter, it is ordered, adjudged and decreed, and this Court, by virtue of the powers and authority vested therein by law, does hereby order, adjudge and decree, that all and singular of the above described property and portion of said estate be, and the same hereby is, assigned to and vested in the said persons above named in the following proportions, to-wit:

The sum of \$35,546.22 in equal shares to Leo E. Schmid, now deceased, Andrew Schmid, Louise Wampach, Ernest F. Schmid, Otto E. Schmid, Josephine E. Greene, Lawrence Schmid, Walter Schmid and Hildegard Steffes, children of decedent, that is the sum of \$3,949.58 to each, absolutely.

**To Have and to Hold the Same,** Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining to the above named persons and their heirs and assigns, FOREVER.

By the Court,

*Earl J. Meier*  
Judge of Probate

Dated at St. Cloud, Minnesota, this 11th day of May, A. D. 19 51

15,119

No.

# IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Emma Schmid, Deceased

Decree of Partial Distribution of Estate

State of Minnesota,

County of

I, Judge of the Probate Court of said County, do hereby certify that I have compared the within Decree, in the matter of said estate, with the original Decree on file and of record in the Probate office of the County aforesaid, and that the same is a true copy thereof, and of the whole of said original Decree and Record.

IN TESTIMONY WHEREOF, I have hereunto affixed the seal of the Probate Court of said County, and signed my

name this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

Judge of Probate.

Filed this 11th day of May, 19 51, and recorded

in Book 67

page 57

*Frank Herzog*  
Clerk—Probate.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

File No. 15,119

IN THE MATTER OF THE ESTATE OF

AMENDED  
INVENTORY AND APPRAISAL

Emma Schmid

Decedent

Date of Death July 3rd, 1949

## OATH OF APPRAISERS

## State of Minnesota,

County of Stearns

Edward V. Carlin

Emma Schmid

Subscribed and sworn to before me this

13th day of September, 1951

Notary Public, William A. Boergey, County, Minn.

My commission expires March 21, 1955

(SEAL)

I, James M. Murphy, 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  
decendent to the best of my ability. So Help Me God.

*James M. Murphy*  
*Edward V. Carlin*

## INVENTORY AND APPRAISAL

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

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

## CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of one lot <del>xxxx</del> in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Lot Numbered Eleven (11) in Block Numbered Sixty- seven (67) of James Bowes Addition to St. Cloud	None <i>sold</i>	14,000.00
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		\$
Lot Numbered Six (6) in Block Numbered Four (4) of Columbia Square, St. Cloud	None <i>sold</i>	\$29,500.00
Lot Numbered Fourteen (14) in Block Numbered Four (4) of Columbia Square, St. Cloud	None <i>sold</i>	\$20,500.00
Lots Numbered Nine (9) and Ten (10) in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	None <i>sold to bank</i>	\$ 6,000.00
Lot Numbered Twelve (12), less the westerly seventy- two (72) feet in Block Numbered Sixty-seven (67) of James Bowes Addition to St. Cloud	None <i>sold</i>	\$10,500.00
FORWARDED		

Net Value Over Encumbrances	Specify Encumbrances and Respective Amounts	Brought Forward
		<p>The westerly forty-four (44) feet of the easterly eighty-eight (88) feet of Lot Numbered Seven (7) and the westerly forty-four (44) feet of the easterly eighty-eight (88) feet of the northerly fifteen (15) feet of Lot Numbered Eight (8) in Block Numbered Sixty-seven (67) of A. A. Brown's Addition to St. Louis.</p>
\$ 17,500.00	None	<p>An undivided one-half (und. <math>\frac{1}{2}</math>) share and interest in Lot Numbered Five (5) in Block Numbered Eleven (11) of Central Park Addition to St. Louis.</p>
\$ 50.00	None	<p>H. O. E. E. The undivided <math>\frac{1}{2}</math> share in Lot 5, Block 11 of Central Park Addition was omitted from the original inventory and appraisal. All the other real estate was omitted as the figures requested by the Commissioner of taxation of the State of Minnesota, who filed objections to the original appraisal on file having submitted new figures with said objections.</p>
		<p>of death of the decedent.</p>
		<p>CLASS II—Furniture and Household Goods:</p>
\$ 750.00	\$	<p>Stoves, ranges, beds, bedding, chairs, tables and all other household goods</p>
		<p>Total Value of Furniture and Household Goods</p>
\$	\$	<p>CLASS III—Wearing Apparel and Ornaments:</p>
		<p>Total Value of Wearing Apparel and Ornaments</p>
\$	\$	<p>CLASS IV—Corporation Stocks (Give Certificate No.)</p>
		<p>None</p>
		<p>Total Value of Stock</p>

CLASS V—Mortgages, Bonds, Notes and other Written Evidences of Debt: (Give Encumbrance if any.)

CLASS V—Mortgages, Bonds, Notes and Other Written Obligations	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
(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)			
Fixtures and appliances, tools and imple- ments in Schmid West Market	\$	\$	\$ 3175.00
Stock of meats and groceries in same			2950.00
Book Accounts, same			1075.00
Bank Deposits			15247.52
Two FOM trusts			900.00
Cash			75.00
Total Value of Mortgages, Bonds, Notes, etc.			\$24,175.02

**CLASS VI—All other Personal Property:**

[illegible]

## 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,

Josephine E. Greene

Representative \_\_\_\_\_

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

File No. 15,119

# Estate of Minnesota,

County of Stearns

## PROBATE COURT

In THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent

### Inventory and Appraisal

Total Personal - \$88,050.00

Total Real Estate - 11,223.21

Total Appraisal - \$99,273.21

Due service of the within probatory and appraisal is hereby admitted this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Deputy-Treasurer of  
County, Minnesota

Filed this \_\_\_\_\_ day of \_\_\_\_\_

October, A. D. 1951

Frank H. Hoyer  
Probate Clerk

Attorney

Appraisers

Edward J. Barker  
James H. Hoyer

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

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

### CERTIFICATE OF APPRAISERS

(SEAL)

My commission expires \_\_\_\_\_  
d.b.n. and C.t.a.  
Representative

15th day of August, A. D. 1951  
William A. Boerger  
Notary Public, Stearns County, Minn.  
My commission expires \_\_\_\_\_  
March 21, 1955

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
being duly sworn, on oath say that she the representative of the estate above specified; that she read the foregoing inventory subscribed by her and know the contents thereof and that the same is a true and correct amended inventory of all of the estate of the decedent that has come to her possession or knowledge.

Josephine E. Greene

County of \_\_\_\_\_ State of Minnesota,  
ss.

### VERIFICATION

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~Wife~~

Oath of Appraisers and <sup>Re</sup>Appraisal  
of Lands Under Order for Sale

## OATH OF APPRAISERS

State of Minnesota,  
County of Stearns } ss.

I, John Buetiner

and I, Francis R. Gregory

, 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

Emma Schmid

under and pursuant

to that certain order for sale of said lands at private sale, made by the above named Court on the

day

of

19

, and that I will <sup>re</sup>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

22nd day of January 19 53

*William A. Boerger*  
William A. Boerger

Notary Public.

*John Buetiner*  
*Francis R. Gregory*

Stearns

County, Minn.

My Commission Expires March 21 19 55

## APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

Josephine E. Greene, c. t. a and d. b. n.

to sell certain lands

belonging to the above named Emma Schmid

, dated

the day of 19 , 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:

Lot Nine (9) in Block Sixty-seven (67) in James <sup>Boyer</sup> Addition to St. Cloud, according  
to the plat and survey thereof, now on file and of record in the office of the Regis-  
ter of Deeds in and for Stearns County, Minnesota. \$ 16000.00



15,119

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Constance Schmidt

Decedent - Ward.

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

Filed this 27<sup>th</sup> day of

January, 1953.

Frank H. Huggins  
Probate Judge - Clerk.

praised.

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

1953 Respectfully submitted,

Appraisers.

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 15,119

In the Matter of the Estate of

Emma Schmid,

Decedent

Order Confirming Private Sale  
of Real EstateThe above entitled matter came on to be heard on the  
January

, 1953, upon the report of

27th

day of

Josephine E. Greene

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, said re-appraisal being dated the 22nd day of January, 1953, was filed in this court on the 27th day of January, 1953.

FOURTH—That on the 23rd day of January, 1953, the said representative, pursuant to said order for sale, did sell, at private sale, to Kathryn Sauer of the City of St. Cloud, Stearns County, Minnesota for the sum of Sixteen Thousand and no/100 (\$16,000.00) - - - - - 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:

Lot Nine (9) in Block Sixty-seven (67) in James Bowes Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota.

To be paid for in cash upon delivery of the deed and abstract.

File No.

State of Minnesota.

County of Stearns

## PROBATE COURT

In the Matter of the Estate of

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

Register of Deeds.

By      Deputy.

Filed this 27th day of January,  
19 53, and recorded in Book 99  
of Orders, Page 486

Frank Henry  
Probate Judge, Clerk.

No. 3815



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

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.

County of

State of Minnesota.

ss.

PROBATE COURT

Probate Court Seal

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

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

Dated at St. Cloud, Minnesota, this 27th day of January, 19 53

*Carl J. Henry*  
Probate Judge.

of the Probate Court.

State of Minnesota,

ss.

## IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~Went~~

## 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 ~~her~~ ~~him~~ in the above entitled matter on the first day of September, 1950, to sell at private sale the lands of said Emma Schmid hereinafter described, as follows, to-wit:

the Court held the original bond sufficient for purposes of this sale  
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 John Buettner and Francis R. Gregory the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court (1)

Third—That on the 23rd day of January, 1953 ~~he~~, pursuant to said order for sale, sold to Kathryn Sauer of the City of St. Cloud, 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:

Lot Nine (9) in Block Sixty-seven (67) in James Bowes Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota.

for the sum of Sixteen Thousand (\$16,000.00) Dollars

## State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Deceased. Her estate

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

Filed this 27th day of

January, A. D. 1953

Joseph E. Greene

Probate Clerk

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

My Commission expires

March 22, 1955.

William A. Boesiger

Stearns

Notary Public,  
County, Minn.

23rd day of

January,

1953.

Subscribed and sworn to before me this

it to be true.

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

County of

Stearns

State of Minnesota,

ss.

Josephine E. Greene

of the estate of Emma Schmidt.

D. W. H. and c. t. e. a. Representative and Petitioner.

Dated

January 23rd

1953

purchase upon a compliance by her  
and deliver to the said purchaser thereof a good and sufficient deed of conveyance thereof to said  
before described be confirmed by this court; and that your petitioner be authorized and empowered to execute

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate herein-

the value thereof as re-appraised by said appraisers for that purpose in said order of sale.

for which the same was sold is not disproportionate to the value thereof, and is not less than

estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum

Fourth—That your petitioner was in no way, directly or indirectly, interested in the purchase of said real

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

STATE OF MINNESOTA }  
COUNTY OF STEARNS } SS

IN PROBATE COURT

In the Matter of the Estate of }  
Emma Schmid, Decedent. } ORDER APPOINTING APPRAISERS  
TO RE-APPRAISE LANDS BEFORE SALE

Upon application of William A. Boerger, attorney for the representative of said estate, and it appearing to the Court that necessity exists for the re-appraisal of certain real estate of decedent described as follows:

Lot Six (6) in Block Four (4) in  
Columbia Square, James H. Place  
Subdivision, said Columbia Square  
being in the Town (now City) of  
St. Cloud, Minnesota,

before sale thereof under license of this Court heretofore granted,

IT IS ORDERED, That John Buettner and George Mainz be, and they hereby are, appointed appraisers to appraise the above described real estate of decedent and make report of such appraisal to this Court.

Dated at St. Cloud, Minnesota, this 19th day of July, 1952.

By the Court:

Earl J. Mainz



STATE OF MINNESOTA  
COUNTY OF STEARNS  
IN PROBATE COURT

In the Matter of the Estate  
of Emma Schmid, Decedent.

ORDER APPOINTING APPRAISERS  
TO RE-APPRAISE LANDS BEFORE

SALE

Filed this 19th day of July,  
1952, and record in Book

on Page

*Frank Heuser*  
Clerk of Probate

State of Minnesota,

County of Stearns

}

## IN PROBATE COURT

In the Matter of the Estate of

Emma Schmid

Decedent—~~Ward~~

RE—

## OATH OF APPRAISERS

Re—  
Oath of Appraisers and Appraisal  
of Lands Under Order For Sale

State of Minnesota,

County of Stearns

}

I,

John Buettnier

and I, George Meins

, do swear that I will faithfully

and justly perform all the duties of the office and trust which I now assume as <sup>re-</sup>appraiser of the lands of the above named

Emma Schmid

under and pursuant to that certain order

for sale of said lands at private sale, made by the above named Court on the 1st day of

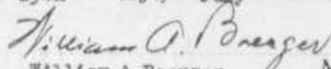
September, 1950, and that I will <sup>re-</sup>appraise the said land described in said order for sale at its true

and full value, So Help Me God.

Subscribed and sworn to before me this

19th day of July

19 52



William A. Boerger

Notary Public.

Stearns

County, Minn.

My Commission Expires March 21 1955

## APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

will annexed

Josephine E. Greene, as Administratrix, de bonis non, with the/ to sell certain lands belonging to the

above named Emma Schmid, dated the

1st day of September 1950, do hereby certify and report:

That we did first and before making said <sup>re-</sup>appraisal take and subscribe the foregoing oath as by law required and thereafter did ~~re-~~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:

Lot Six (6) in Block Four (4) in Columbia Square, James H. Place Subdivision, said Columbia Square being in the Town (now City) of St. Cloud, according to the plat and survey thereof by John L. Wilson, Stearns County, Minnesota. re-appraised at

\$28000.00

15.119 (54)

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Schmidt  
Decedent - Ward

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

Filed this 5th day of  
August, 1952  
Frank Meyer  
Probate Judge - Clerk.  
No. 8662\*

Dated

July 19 1952

Respectfully submitted,

John J. Brundage  
Ernest Meyer  
Appraisers.

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

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

File No. 15,119

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Order Confirming Private Sale  
of Real Estate

Decedent.

The above entitled matter came on to be heard on the 18th day of August, 1952, upon the report of Josephine E. Greene

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. That mailed notice of hearing on said report and petition was given to each of the heirs, devisees and legatees of decedent.

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, said re-appraisal being dated the 19th day of July, 1952, and filed in this Court on the 5th day of August, 1952.

FOURTH—That on the 31st day of July, 1952, the said representative pursuant to said order for sale, did sell, at private sale, to Ernest Schmid and Otto Schmid, as tenants in common, of St. Cloud, Stearns County, Minnesota, for the sum of Twenty-eight Thousand and no/100 (\$28,000.00) 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:

Lot Six (6), Block Four (4) in Columbia Square, being in the Town (now City) of St. Cloud, according to the plat and survey thereof by John L. Wilson, Stearns County, Minnesota,

To be paid for in cash upon delivery of deed.

FIFTH—That the sum for which said land was so sold is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and said sale was honestly and fairly made, and that said representative of said state 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 she 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, Minn., this 18th day of August, 1952.

Probate Court Seal

*Earl J. Tamm*  
Probate Judge.

State of Minnesota, }  
County of \_\_\_\_\_ } ss.

## IN 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\_\_\_\_.

COURT SEAL

\_\_\_\_\_ of the Probate Court.

15,119 (54)

File No.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent.

Order Confirming Private  
Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota.

County of \_\_\_\_\_

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

Register of Deeds.

Deputy.

By \_\_\_\_\_

Filed this 18th day of August, 1952, and recorded in Book 79 of Orders, Page 757.

Clerk of Probate.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~Married~~.

## 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 her ~~in~~ in the above entitled matter on the 1st day of September, 19 50, to sell at private sale the lands of said Emma Schmid

hereinafter described, as follows, to-wit:

the Court held the original bond sufficient for purposes of this sale

First—That ~~before making sale of the real estate hereinafter described under said order for sale, it was caused to be appraised by the court as 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 John Buettner and George Meinz

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 31st day of July, 19 52, she, pursuant to said order for sale, sold to Ernest Schmid and Otto Schmid as tenants in common of the city of St. Cloud, 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:

Lot Six (6), Block Four (4) in Columbia Square, being in the Town (now City) of St. Cloud according to the plat and survey thereof by John L. Wilson, Stearns County, Minnesota.

for the sum of Twenty-eight Thousand (\$28,000.00) Dollars



State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt

Decedent - Next

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

Filed this 5<sup>th</sup> day of

August, A. D. 1952

Frank Stearns  
Probate Clerk.

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

My Commission expires March, 1955

Stearns

County, Minn.

1<sup>st</sup> day of July, 1952  
William A. Boegerger  
Notary Public.

Subscribed and sworn to before me this

it to be true.

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

County of Stearns

State of Minnesota,

ss.

Josephine E. Greene

Dated July 31

1952

Josephine E. Greene  
Representative and Petitioner.

purchase upon a compliance by them of the terms of said sale. and deliver to the said purchaser a good and sufficient deed of conveyance thereof to said before described be confirmed by this court; and that your petitioner be authorized and empowered to execute

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate herein-

the value thereof as re-appraised by said appraisers appointed for that purpose in said order of sale.

for which the same was sold is not disproportionate to the value thereof, and is not less than

estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum Fourth—That your petitioner was in no way, directly or indirectly, interested in the purchase of said real

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

STATE OF MINNESOTA }  
COUNTY OF STEARNS } ss

IN PROBATE COURT

In the Matter of the Estate of }  
Emma Schmid, Decedent } ORDER ALLOWING FINAL  
ACCOUNT OF REPRESENTATIVE

The above entitled matter came on to be heard on the 11th day of September, 1953, upon the petition of the representative of the above named estate, praying for the allowance of her final account and for distribution of the residue of said estate.

The said representative appeared in person and by her attorney, William A. Boerger, Esq., and no one appeared in opposition.

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

First - That due notice of the hearing of said petition has been given as required by law by the publication of the citation of this Court for said hearing, dated the 17th day of August, 1953, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this Court.

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

# RECEIPTS

Personal Property described in Inventory - - - - -	\$ 24,173.21
Omitted from Inventory - - - - -	609.08
Cash from Sales of Real Estate - - - - -	67,500.00
Cash from Sale of Meat Market - - - - -	28,000.00
Cash from Rent of Real Estate - - - - -	9,355.80
Windstorm damage collected - - - - -	70.00
Insurance Premium Refund - - - - -	21.97
TOTAL RECEIPTS- - - - -	\$129,730.06

# DISBURSEMENTS

Real Estate Tax- - - - -	\$ 4,944.48
Storm Sewer Assessment - - - - -	93.18
Personal Property Tax- - - - -	95.07
Water & Meter & Plumbing Repair- - - - -	144.94
Merchandise - - - - -	2,909.46
Times Publishing Company - - - - -	35.81
Northern States Power Company- - - - -	148.67
Repairs to Real Estate and Painting- - - - -	928.14
Telephone- - - - -	33.98
Insurance and Bond - - - - -	1,335.28
Commission, Real Estate Sales- - - - -	525.00
Expenses, Real Estate Sales- - - - -	162.60
Pickup, Leo Schmid Check - - - - -	66.80
Flowers, etc. for grave- - - - -	37.40
Water - - - - -	8.35
Grave Marker- - - - -	67.50
Leo E. Schmid Claim - - - - -	22,000.00
Minnesota Unemployment Claim - - - - -	654.02
Federal Estate Tax - - - - -	2,686.29
U. S. Income Tax - - - - -	579.34
Minnesota Income Tax - - - - -	20.00
Compensation of Administratrix - - - - -	1,000.00
Attorney's fees - - - - -	2,000.00
Account Slaney's fees- - - - -	975.00
Miscellaneous Expenses - - - - -	75.05
Wampach Loan to Schmid - - - - -	312.00
Loss from Sale of Personal Property- - - - -	449.42
Partial Distribution by Partial Decree - - - - -	35,546.22
Partial Distributions without Decree - - - - -	36,476.02
Ernest Schmid Compensation as Special Administrator - - - - -	300.00
TOTAL DISBURSEMENTS- - - - -	\$114,610.02

# SUMMARY

TOTAL RECEIPTS	\$ 129,730.06
TOTAL DISBURSEMENTS	114,610.02
RESIDUE	\$ 15,120.04


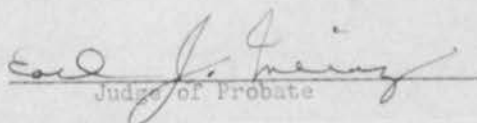
In addition to the residue of \$15,120.04, there is to be assigned the sum of \$36,476.02, which is the amount distributed by the representative without authority of the Court during administration of said estate, making a total for distribution by the final decree the sum of \$51,596.04, consisting of cash.

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 at St. Cloud, Minnesota, this 11th day of September, 1953.

By the Court:

  
  
Judge of Probate

15,119 (54)

MINNESOTA  
OF STAMPS  
DEBATE COURT

1  
of the Matter of the Estate  
of Emma Schmid, Decedent

ORDER ALLOWING FINAL  
ACCOUNT OF REPRESENTATIVE

Re-take



15,119 (5%)

STATE OF MINNESOTA  
COUNTY OF STEARNS  
IN PROBATE COURT

In the Matter of the Estate  
of Emma Schmid, Decedent

ORDER ALLOWING FINAL  
ACCOUNT OF REPRESENTATIVE

Filed this 11th day of Sept.,  
1953, and recorded in Book

108 on Page 394.

*Frank H. Hagg*  
Clerk of Probate

STATE OF MINNESOTA }  
COUNTY OF STEARNS } ss

IN PROBATE COURT

In the Matter of the Estate of }  
Emma Schmid, Decedent } ORDER ALLOWING FINAL  
ACCOUNT OF REPRESENTATIVE

The above entitled matter came on to be heard on the 11th day of September, 1953, upon the petition of the representative of the above named estate, praying for the allowance of her final account and for distribution of the residue of said estate.

The said representative appeared in person and by her attorney, William A. Boerger, Esq., and no one appeared in opposition.

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

First - That due notice of the hearing of said petition has been given as required by law by the publication of the citation of this Court for said hearing, dated the 17th day of August, 1953, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this Court.

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

### RECEIPTS

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Omitted from Inventory - - - - -	609.08
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Cash from Sale of Meat Market - - - - -	28,000.00
Cash from Rent of Real Estate - - - - -	9,355.80
Windstorm damage collected - - - - -	70.00
Insurance Premium Refund - - - - -	21.97
 TOTAL RECEIPTS- - - - -	 \$129,730.06

### DISBURSEMENTS

Real Estate Tax- - - - -	\$ 4,944.48
Storm Sewer Assessment - - - - -	93.18
Personal Property Tax- - - - -	95.07
Water & Meter & Plumbing Repair- - - - -	144.94
Merchandise - - - - -	2,909.46
Times Publishing Company - - - - -	35.81
Northern States Power Company- - - - -	148.67
Repairs to Real Estate and Painting- - - - -	928.14
Telephone- - - - -	33.98
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Expenses, Real Estate Sales- - - - -	162.60
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Water - - - - -	8.35
Grave Marker- - - - -	67.50
Leo E. Schmid Claim - - - - -	22,000.00
Minnesota Unemployment Claim - - - - -	654.02
Federal Estate Tax - - - - -	2,686.29
U. S. Income Tax - - - - -	579.34
Minnesota Income Tax - - - - -	20.00
Compensation of Administratrix - - - - -	1,000.00
Attorney's fees - - - - -	2,000.00
Account Slaney's fees- - - - -	975.00
Miscellaneous Expenses - - - - -	75.05
Wampach Loan to Schmid - - - - -	312.00
Loss from Sale of Personal Property- - - - -	449.42
Partial Distribution by Partial Decree - - - - -	35,546.22
Partial Distributions without Decree - - - - -	36,476.02
Ernest Schmid Compensation as Special Administrator - - - - -	300.00

TOTAL DISBURSEMENTS- - - - - \$114,610.02

### SUMMARY

TOTAL RECEIPTS	\$ 129,730.06
TOTAL DISBURSEMENTS	114,610.02
 RESIDUE	 \$ 15,120.04

In addition to the residue of \$15,120.04, there is to be assigned the sum of \$36,476.02, which is the amount distributed by the representative without authority of the Court during administration of said estate, making a total for distribution by the final decree the sum of \$51,596.04, consisting of cash.

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 at St. Cloud, Minnesota, this 11th day of September, 1953.

By the Court:

Earl J. Meinz  
Judge of Probate

(Court Seal)

15,119 (56)

STATE OF MINNESOTA  
COUNTY OF STEARNS  
IN PROBATE COURT

In the Matter of the Estate  
of Emma Schmid, Decedent

ORDER ALLOWING FINAL  
ACCOUNT OF REPRESENTATIVE

Filed this 11th day of Sept.,  
1953, and recorded in Book

on Page \_\_\_\_\_.

Frank Herzog  
Clerk of Probate



## State of Minnesota,

## IN PROBATE COURT

County of Stearns

ss.

File No. 15,119

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Decedent.

## Final Decree of Distribution

The above entitled matter came on to be heard on the 11th day of September, 1953, 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, William A. Boergar, Esq., and no one appeared in opposition thereto.

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

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

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

and that said representative has filed her 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 3rd day of July, 1949, 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 \$ 15,120.04 comprising of the following items:

Cash.

Also for assignment and distribution by this Decree is the sum of \$36,476.02 heretofore distributed by the representative as is evidenced by receipts filed with her final account. Therefore the total cash residue to be assigned by this Decree is the sum of \$51,596.04.



(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:

Lot numbered Ten (10) in Block Sixty-seven (67) of James Bowers' Addition to St. Cloud.

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

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

Andrew Schmid, Ernest Schmid, Louise Wampach, Leo Schmid,  
Otto Schmid, Walter Schmid, Josephine E. Greene, Lawrence  
Schmid, and Hildegard Steffes, sons and daughters of  
decedent.

NOW, THEREFORE, On motion of William A. Roarger, Esq.,  
attorney for the

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

One-ninth (1/9) thereof to each of the said Andrew  
Schmid, Ernest Schmid, Louise Wampach, Leo Schmid,  
Otto Schmid, Walter Schmid, Josephine E. Greene,  
Lawrence Schmid and Hildegard Steffes, sons and  
daughters of decedent, absolutely.



STATE OF MINNESOTA }  
COUNTY OF STEARNS } SS

IN PROBATE COURT

In the Matter of the Estate of }  
Emma Schmid, Decedent. } ORDER APPOINTING APPRAISERS  
TO RE-APPRAISE LANDS BEFORE SALE

Upon application of William A. Boerger, attorney for the representative of said estate, and it appearing to the court that necessity exists for the re-appraisal of certain real estate of decedent described as follows:

Lot numbered Fourteen (14) in Block  
numbered Four (4), Columbia Square,  
James H. Place Subdivision, said  
Columbia Square being in the Town  
(now City) of St. Cloud.

before sale thereof under license of this Court heretofore granted,

IT IS ORDERED, That John Buettner and Francis R. Gregory be, and they hereby are, appointed appraisers to appraise the above described real estate of decedent and make report of such appraisal to this Court.

Dated at St. Cloud, Minnesota, this 19th day of September, 1952.

By the Court:

Earl J. Haug  
Judge of Probate

STATE OF MINNESOTA  
COUNTY OF STEARNS  
IN PROBATE COURT

In the Matter of the Estate  
of Emma Schmid, Decedent.

ORDER APPOINTING APPRAISERS TO  
RE-APPRAISE LANDS BEFORE SALE

Filed this 19th day of  
September, 1952, and recorded  
in Book \_\_\_\_\_ on Page \_\_\_\_\_  
*Stearns*  
Clerk of Probate

State of Minnesota,  
COUNTY OF Stearns

PROBATE COURT

FILE NO. 15,119

IN THE MATTER OF THE ESTATE OF

Emma Schmid,

Decedent

# Inheritance Tax Record and Order Determining Tax

From the files, records and proceedings herein the court finds that decedent died testate, July 3rd

1949, a resident of Stearns county, Minnesota, leaving an estate of the following value:

	Estimated in Petition	Appraised Value	Omitted Property, Increased Value	Final Inheritance Tax Value
Real Estate	<u>45,300.00</u>	<u>88,050.00</u>	<u>None</u>	<u>88,050.00</u>
Personal Estate	<u>16,300.00</u>	<u>24,173.21</u>	<u>6,213.25</u>	<u>30,386.46</u>
TOTAL	<u>61,600.00</u>	<u>112,223.21</u>	<u>6,213.25</u>	<u>118,436.46</u>

That the deductible expenses of administration, funeral and last illness, maintenance and allowances, taxes and claims paid are as follows:

Maintenance of family	- - - - \$	
Statutory allowances	- - - -	
Appraiser's fees	- - - -	<u>80.00</u>
Publication of orders	- - - -	<u>21.60</u>
Compensation of representative	- - - -	<u>1,300.00</u>
Expenses of representative	- - - -	<u>907.07</u>
Attorney's fees	- - - -	<u>2,000.00</u>
Expenses of attorney	- - - -	
Certified copies	- - - -	
Recording fees	- - - -	
Bond premiums	- - - -	<u>515.00</u>
Misc. expenses of administration	- - - -	
Funeral expenses	- - - -	<u>610.00</u>
Expenses of last illness	- - - -	<u>235.50</u>

Payroll Tax-- Jan. 1, 1937 to June  
Taxes, if lien at death:

~~Personal property~~ 30, 1949 - \$ 1,415.17

Minnesota Real Estate - - - -

Income taxes accrued to death:

Federal - - - -

State - - - -

Federal estate tax - - - - 2,686.29

Claims allowed and paid - - - - 22,654.02

Homestead to spouse or issue - - - -

TOTAL DEDUCTIONS

ALLOWED FOR

INHERITANCE TAX - - - - 32,624.65

NET ESTATE FOR

INHERITANCE TAX

COMPUTATION - - - - \$ 85,811.81

That the transfers to legatees, devisees, or heirs of the decedent hereinafter specified, will be subject to inheritance tax in the following amounts:

Name of Legatee, Devisee, or Heir at Law	Relationship to Decedent	Value of Legacy, Devise, or Distributive Share	Exemption	Inheritance TAX
Leo E. Schmid	Son	\$ <u>9,534.65</u>	<u>5,000.</u>	\$ <u>45.35</u>
Andrew J. Schmid	Son	<u>9,534.65</u>	<u>5,000.</u>	<u>45.35</u>
Louise Wampach	Daughter	<u>9,534.65</u>	<u>5,000.</u>	<u>45.35</u>
Ernest F. Schmid	Son	<u>9,534.65</u>	<u>5,000.</u>	<u>45.35</u>
Otto E. Schmid	Son	<u>9,534.65</u>	<u>5,000.</u>	<u>45.35</u>
Josephine Greene	Daughter	<u>9,534.64</u>	<u>5,000.</u>	<u>45.35</u>
Lawrence Schmid	Son	<u>9,534.64</u>	<u>5,000.</u>	<u>45.35</u>
Walter Schmid	Son	<u>9,534.64</u>	<u>5,000.</u>	<u>45.35</u>
Hildegard Steffes	Daughter	<u>9,534.64</u>	<u>5,000.</u>	<u>45.35</u>
TOTALS		\$ <u>85,811.81</u>	<u>X X X X</u>	\$ <u>408.15</u>

State of Minnesota,

COUNTY OF Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Erwin Schindl, Dresden

## Inheritance Tax Record and Order Determining Inheritance Tax

Date paid

Amount \$ 408.15

Filed 29<sup>th</sup> day of August, 1929

Recorded in Book

of Orders, Page

Probate Judge-Clerk

[illegible]

1992

20 Aug

SEP 25 1953

61

1716

day of

61

TESTER

County, Minnesota

BY

Commissioner of Taxation

Commissioner of Taxation

Probate Judge

Dated September 24th, 1953

day of October, 1950

payable to the Treasurer of said county, plus interest at 6%

per annum from the ..... 3rd

Now, Therefore, it is determined and ordered that an inheritance tax in the sum of \$ 408.15 is due the State of Minnesota,

TOTALS	\$ 85,811.81
--------	--------------

\$ 85,811.81

X X X X

51.807 4

Name of Legislator, Division, or House at Law

Prevalence of

Value of Legacy, Devise, or Distributive Share

### Exemption

## FATHERS AND TAX



State of Minnesota,

County of Stearns

}

## IN PROBATE COURT

In the Matter of the Estate of

Emma Schmid

Decedent—~~Ward~~Re: Oath of Appraisers and Appraisal  
Re: of Lands Under Order For Sale

## OATH OF APPRAISERS

State of Minnesota,

County of Stearns

}

I,

John Buettner

and I, Francis R. Gregory

, do swear that I will faithfully

and justly perform all the duties of the office and trust which I now assume as <sup>re-</sup>appraiser of the lands of the above named

Emma Schmid

under and pursuant to that certain order

for sale of said lands at private sale, made by the above named Court on the

1st

day of

September

, 19 50 , and that I will <sup>re-</sup>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

19th day of September 19 52

William A. Boerger

Notary Public.

Stearns

County, Minn.

My Commission Expires

March 21

1955

## Re-APPRAISAL

We, the undersigned appraisers appointed by the above named Court in and by its certain order for sale to

Josephine E. Greene, as administratrix, c.f.s and d.b.n

to sell certain lands belonging to the

above named

Emma Schmid

, dated the

1st

day of

September

1950 , do hereby certify and report:

That we did first and before making said <sup>re-</sup>appraisal take and subscribe the foregoing oath as by law required and there-  
after did <sup>re-</sup>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:

Lot numbered Fourteen (14) in Block Numbered Four (4), Columbia Square, James H. Place  
Subdivision, said Columbia Square being in the Town (now City) of St. Cloud, according to  
the plat and survey thereof by John L. Wilson, Stearns County, Minnesota, reappraised at

24000

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Emma Scgmld  
Decedent: Wmcd.

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

Filed this 7th day of  
October, 1952  
1 Frank H. Hargrave  
Probate Judge Clerk.  
No. 15624

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

Dated September 19 1952

Respectfully submitted,

John B. Rogers  
Appraisers.

State of Minnesota,

IN PROBATE COURT

County of Stearns

ss.

File No. 15,119

IN THE MATTER OF THE ESTATE OF

Order Confirming Private Sale  
of Real Estate

Emma Schmid,

Decedent.

The above entitled matter came on to be heard on the 7th day of  
October, 19 52, upon the report of Josephine E. Greene

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, said re-appraisal being dated September 19, 1952, and filed in this Court on October 7, 1952.

FOURTH—That on the 19th day of September, 19 52, the said representative pursuant to said order for sale, did sell, at private sale, to William Sagl of the City of St. Cloud, Minnesota, for the sum of Twenty-four Thousand (\$24,000.00) - - - - - 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:

Lot numbered Fourteen (14) in Block numbered Four (4), Columbia Square, James H. Place Subdivision, said Columbia Square being in the Town (now City) of St. Cloud, according to the plat and survey thereof by John L. Wilson, Stearns County, Minnesota.

To be paid for in cash upon delivery of the deed.

File No.

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmidt,

Decedent

Order Confirming Private Sale of Real Estate

OFFICE OF REGISTER OF DEEDS,

State of Minnesota.

County of

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

Register of Deeds.

By \_\_\_\_\_ Deputy.

Filed this 7th day of October, 1952, and recorded in Book \_\_\_\_\_ of Orders, Page #66.  
Frank Henry  
Clerk of Probate.



IN TESTIMONY WHEREOF, I have herewith subscribed my name and affixed the Seal of said Court, at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, in said County.

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.

State of Minnesota, }  
County of \_\_\_\_\_ } ss. IN PROBATE COURT

Probate Court Seal

FIFTH—That the sum \_\_\_\_\_ for which said land was \_\_\_\_\_ so sold is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and said sale was honestly and fairly made, and that said \_\_\_\_\_ representative \_\_\_\_\_ of said estate be, and she 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.

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 she 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 \_\_\_\_\_ 7th day of \_\_\_\_\_ October, 1952.

\_\_\_\_\_  
Probate Judge.

of the Probate Court.

## State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Emma Schmid

Decedent—~~WIFE~~

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

Your petitioner respectfully reports to the court <sup>her</sup>~~his~~ proceedings under that certain order for sale granted to her ~~him~~ in the above entitled matter on the 1st day of September, 1950, to sell at private sale the lands of said Emma Schmid

hereinafter described, as follows, to-wit:

the Court held the original bond sufficient for purposes of this sale

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 John Buettner and Francis R. Gregory the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court (1)

Third—That on the 19th day of September, 1952 he, pursuant to said order for sale, sold to William Sagl of the City of St. Cloud, Minnesota, th<sup>at</sup> 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:

Lot numbered Fourteen (14) in Block numbered Four (4), Columbf<sup>a</sup> Square, James H. Place Subdivision, said Columbia Square being in the Town (now City) of St. Cloud, according to the plat and survey thereof by John L. Wilson, Stearns County, Minnesota;

for the sum of Twenty-four Thousand (\$24,000.00)-----Dollars

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Bernie Schmidt

Decedent - PROB

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

Filed this 1st day of October, A. D. 1952

Frank Hengst  
Probate Judge

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

My Commission expires

March 21, 1955

Stearns

County, Minn.

William A. Boeger

Notary Public.

William A. Boeger

19th day of September, 1952

Subscribed and sworn to before me this

it to be true.

own knowledge, except as to those matters therein stated on information and belief, and as to those matters the believee has read the said report and petition and knows the contents thereof; that the said report and petition is true of ~~which~~ being duly sworn, on oath, says that he is the person who made and signed the foregoing report and petition; that he

County of Stearns

Josephine E. Greene

ss.

State of Minnesota,

Dated 19th September, 1952

Representative and Petitioner.

Josephine E. Greene

him with upon a compliance by the terms of said sale.

and deliver to the said purchaser thereof a good and sufficient Deed of conveyance thereof to said

before described be confirmed by this court; and that your petitioner be authorized and empowered to execute

WHEREFORE YOUR PETITIONER PRAYS, that the said sale of said real estate herein-

the value thereof as re-appraised by said appraisers appointed for that purpose in said order of sale.

for which the same was sold is not disproportionate to the value thereof, and is not less than

estate, or any part thereof; and that the said sale thereof was fairly and honestly made, and that said sum of \$24,000.00

Fourth—That your petitioner was in no way, directly or indirectly, interested in the purchase of said real

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



**This Agreement,** Made and entered into this First - - - day of September - - , 19 50, by and between Josephine E. Greene, as Administratrix de bonis non with the Will annexed of the Estate of Emma Schmid, deceased, - - - - -  
- - - - -  
- - - - -  
part<sup>ies</sup> of the first part, and Kathryn Sauer, - - - - -  
- - - - -  
- - - - -  
- - - - - , part Y of the second part;

**Witnesseth,** That the said part<sup>ies</sup> of the first part in consideration of the covenants and agreements of said part Y - of the second part, hereinafter contained, hereby sell - and agree - to convey unto said part Y - of the second part, her heirs and assigns, by a Warranty - - - - - Deed, accompanied by an abstract evidencing good title in part Y - of the first part at the date hereof, or by an owner's duplicate certificate of title, upon the prompt and full performance by said part Y - of the second part, of her - - part of this agreement, the tract of land, lying and being in the County of Stearns - - - - - and State of Minnesota, described as follows, to-wit:

Lot Nine (9) in Block Sixty-seven (67), in James Bowes Addition to St. Cloud, according to the Plat and Survey thereof, now on file and of record in the Office of the Register of Deeds, in and for Stearns County, Minnesota.

And said part Y - of the second part, in consideration of the premises, hereby agree <sup>s</sup> to pay said part Y - of the first part, at 6th Avenue & River Road North, St. Cloud, Minnesota, as and for the purchase price of said premises, the sum of - - - - - SIXTEEN THOUSAND AND NO/100 - - - - - (\$16,000.00) - - - - - Dollars, in manner and at times following, to-wit: The sum of \$5,000.00 paid on September 1st, 1950, which then leaves an unpaid balance of \$11,000.00, plus interest at five (5) percent per annum, that is to be paid at the rate of \$300.00 per month, duly starting with December 1st, 1950, and said monthly payments are to be made on each First Day of the Month thereafter, with the full principal balance becoming due and payable on September 1st, 1954. It is hereby understood that the interest due each month is first to be deducted from the \$300.00 monthly payment, and the balance is then to be applied upon the principal each month. The party of the second part hereby reserves the right to make additional principal payments in denominations of \$100.00 or more upon any first day of the month, during the continuation of this Contract for Deed.

Said part Y - of the second part further covenant <sup>s</sup> and agree <sup>s</sup> as follows: to pay, before penalty attaches thereto, all taxes due and payable in the year 1951, and in subsequent years, and all special assessments heretofore or hereafter levied. First Party is to pay the 1949 Real Estate Taxes due in 1950, and the Second Party is to pay all subsequent Taxes due thereon - - - - -  
also that any buildings and improvements now on said land, or which shall hereafter be erected, placed, or made thereon, shall not be removed therefrom, but shall be and remain the property of the part Y - of the first part until this contract shall be fully performed by the part Y - of the second part; and at her - - - own expense, to keep the buildings on said premises at all times insured in some reliable insurance company or companies, to be approved by the part Y - of the first part, against loss by fire for at least the sum of FOURTEEN THOUSAND AND NO/100 - - - - - (\$14,000.00) - - - - - Dollars  
and against loss by windstorm for at least the sum of FOURTEEN THOUSAND AND NO/100 - - - - - (\$14,000.00) - - - - - Dollars,  
payable to said part Y - of the first part, her - - - heirs or assigns, and, in case of loss, should there be any surplus over and above the amount then owing said part Y - of the first part, her - - - heirs, or assigns, the balance shall be paid over to the said part Y - of the second part as her - - - - - interest shall appear, and to deposit with the part Y - of the first part policies of said insurance. But should the second part Y - fail to pay any item to be paid by said part Y - , under the terms hereof, same may be paid by first part Y - and shall be forthwith payable, with interest thereon, as an additional amount due first part Y - under this contract.

# Doc. No. CONTRACT FOR DEED Individual Vendor

JOSEPHINE E. GREENE,  
etc.,  
KATHRYN SAUER,

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 \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and was duly recorded in Book \_\_\_\_\_ of \_\_\_\_\_ page \_\_\_\_\_

By \_\_\_\_\_  
Register of Deeds  
Deputy

Registration tax hereon of \_\_\_\_\_ No. \_\_\_\_\_ Dollars paid.

By \_\_\_\_\_  
County Treasurer  
Deputy

Countersigned:  
By \_\_\_\_\_  
County Auditor  
Deputy

Taxes for the year 19 \_\_\_\_\_ on the lands described within, paid this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

By \_\_\_\_\_  
County Treasurer  
Deputy

Taxes paid this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

By \_\_\_\_\_  
County Auditor  
Deputy  
PIERRE N. THOMAY,  
ATTORNEY AT LAW  
St. Cloud, Minn.

My Commission Expires July 5th, 1906  
Notary Public, Stearns County, Minnesota  
PIERRE N. THOMAY

My commission expires July 5th - 1906  
Notary Public, Stearns County, Minn.  
PIERRE N. THOMAY

to me known to be the person described in, and who executed the foregoing instrument, and acknowledged that they executed the same as their - - - free act and deed.

On this first \_\_\_\_\_ day of September \_\_\_\_\_, 1905, before me, a Notary Public \_\_\_\_\_, within and for said County, personally appeared JOSEPHINE E. GREENE, as Administratrix of the Estate of EMMA SCHMID, deceased, Party of the First Party; and KATHRYN SAUER, Party of the Second Party; - - -

County of STEARNS

State of Minnesota,

KATHRYN SAUER, Party of the Second Party.

JOSEPHINE E. GREENE, as Administratrix of the Estate of EMMA SCHMID, deceased, Party of the First Party;

In Presence of  
PIERRE N. THOMAY  
Notary Public  
KATHRYN SAUER

In Testimony Whereof, The parties hereto have hereunto set their hands the day and year first

hereto.

It is mutually agreed, By and between the parties hereto, that the time of payment shall be an essential part of this contract; and that all the covenants and agreements herein contained shall run with the land and bind the heirs, executors, administrators, successors and assigns of the respective parties

But should default be made in the payment of principal or interest due hereunder, or of any part thereof, to be by second part Y - - - paid, or should the - - - fail to pay the taxes or assessments upon said land, premium upon said insurance, or to perform any or either of the covenants, agreements, terms or conditions herein contained, to be by said second part Y - - - kept or performed, the said part Y - - - of the first part may, at her - - - option, by written notice declare this contract cancelled and terminated, and all rights, title and interest acquired thereunder by said second part Y - - - shall thereupon cease and terminate, and all improvements made upon the premises, and all payments made hereunder shall belong to said part Y - - - of the first part as liquidated damages for breach of this contract by said second part Y - - - said notice to be in accordance with the statute in such case made and provided.

Neither the extension of the time of payment of any sum or sums of money to be paid hereunder, nor any waiver by the part Y - - - of the first part her - - - rights to declare this contract forfeited by reason of any breach thereof, shall in any manner affect the right of said part Y - - - to cancel this contract because of defaults subsequently maturing, and no extension of time shall be valid unless evidenced by duly signed instrument. Further, after service of notice and failure to remove, within the period allowed by law, the default therein specified, said part Y - - - of the second part hereby specifically agree, upon demand of said part Y - - - of the first part, quietly and peaceably to surrender to her - - - all possession of said premises, and every part thereof, it being understood that until such default, said part Y - - - of the second part Y - - - to have possession of said premises.

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT

In the Matter of the Estate of Emma Schmid, Deceased.

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

Josephine M. Greene

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 her 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 16th day of October A. D. 19 53

  
Judge of Probate.

Stearns

County Minn.

## IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Anna Schmid,  
Deceased.Order Discharging Executor  
or Administrator and  
SuretiesFiled this 16th day ofOctober 19 53

Recorded in Book \_\_\_\_\_ of Orders

Page \_\_\_\_\_

Frank Winger  
Clerk - Judge of Probate.

No. 5348\*

State of Minnesota,

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.

do hereby certify that I have compared the foregoing copy of \_\_\_\_\_  
of the Probate Court within and for said \_\_\_\_\_  
In Testimony Whereof, I have hereunto set my hand and affixed the seal  
of said Court, at \_\_\_\_\_  
this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19 \_\_\_\_\_

IN PROBATE COURT