



[Stearns County \(Minn.\)](#)
[Probate Court: Probate case](#)
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15,178

State of Minnesota,

County of STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

NELS BARNER

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 Sauk Centre in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: Executor and heir

SECOND—That said decedent was born in the Country of United States and died at Alexandria, County of Douglas, State of Minnesota, on the 26th day of August, 19 49, aged 76 years and at the time of his death was a native of Minnesota and a citizen of the Country of United States and a resident of Sauk Centre 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 \$ 5,000.00 divided as follows:

1. Household goods,	\$ none	2. Wearing apparel,	\$ none
3. Stock,	\$ none	4. Notes, bonds, etc.,	\$ none
5. Cash	\$ 5,000.00		
6. Automobile	500.00		

That said estate also included real estate of the estimated worth and probable value of \$ none situated in said County of State of Minnesota, to-wit:

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

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead: none

A. City Property

Lots without Buildings \$

City Property

Lots with Buildings \$

B. Rural Property

Acres improved land \$

Rural Property

Acres unimproved land \$

FIFTH—That the probable amount of debts of decedent is \$ 1,000.00 consisting of Funeral expenses, Doctor & Hospital bills etc.

[illegible]

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

George S Barner
Petitioner

County of DOUGLAS

George S. Barner

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 believes it to be true.

1st day of September 9, 19 49.

Notary Public, Douglas County, Minnesota.

My commission expires I AM H. PADDEN 19

State of Minnesota,
County of Stearns

IN PROBATE COURT

Petition for Allowance and
Probate of Will

In the Matter of the Estate of

WELLS BARNER

Divalent

Selection of Newspaper

To the Judge of said Court:

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

Frank Centre/Verald
(Here insert name of newspaper)

(Click your name here)

Filed this 2nd day of

September, 1949

Frank Kenyon
Club - 4444 1st Ave

amend to the 1990 version

SAFE DEPOSIT BOX REPORT

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

Re Estate of

Nels Barner

Deceased (State given name and surname of married women)

To the Treasurer of

Stearns

County

Sauk Centre, Minnesota

Residence

Date of Death August 26, 1949

Pursuant to Minnesota Statutes 1945, Section 291.20 you are hereby notified that the undersigned on

October 19, 1949

Intends to grant access to safe deposit box

No. 117 to George S. Barner, Administrator whose address isSauk Centre, Minnesota

Persons other than decedent who had access

to said box at the time of decedent's death were D. B. Caughren and John H. HansenWhose addresses are Sauk Centre, MinnesotaThis box has ☐ has not ☒ been entered since death of decedent. Date of entry October 19, 1949Party entering George S. BarnerAddress Sauk Centre, MinnesotaMERCHANTS NATIONAL BANKSAUK CENTRE, MINN.

Bank, corporation, association, person

Date October 19, 1949

By

Sauk Centre, Minnesota

Address

D. B. Caughren, John H. Hansen and George S. Barner

Names of those present at the opening and examination:

John H. Hansen

for County Treasurer

George S. Barner

For estate

(Relationship to decedent)

For the bank or trust company

Sauk Centre, Minnesota

Address

DESCRIPTION OF CONTENTS OF SAFE DEPOSIT BOX

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

Certificate of Deposit, First State Bank of Sauk Centre, Minnesota. Number 22448
Amount of \$1316.36.

Participation Certificate, First State Bank of Sauk Centre, Minnesota Number 127,
\$114.75 reducing by endorsements to \$69.91.

DESCRIPTION OF CONTENTS OF SAFE DEPOSIT BOX (Continued)

CERTIFICATE

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

Date October 19, 1949

Leo S. Barner
For the Estate

John H. Hansen for Treasurer
Stearns County

INSTRUCTIONS

1. One copy of this report should be sent by the county treasurer to the probate court of the interested county and one copy to the Department of Taxation, Inheritance and Gift Tax Division, State Office Bldg., St. Paul 1, Minnesota.

2. If the county treasurer for any reason deems it inadvisable to have the contents of such box delivered at the time of the examination, the treasurer may serve notice upon the safe deposit box company to defer such delivery for ten days. See Minnesota Statutes 1945, Sec. 291.27. See also Minnesota Statutes 1945, Sec. 629.02.

3. All contents of box should be fully described. Show stock certificate numbers, number of shares, name of company, class of stock and par value. Show bond numbers, face value, name of debtor, rate of interest, maturity date. Show date and original amount of mortgages, brief legal description of land, name of mortgagee. Show purchase dates, amounts and series of U. S. Savings and Defense Bonds; and names of owners or beneficiaries. Report the contents of sealed envelopes and all property claimed by another.

G. HOWARD SPAETH,
Commissioner of Taxation

File No.

STATE OF MINNESOTA

County of

In the matter of the estate of

Decedent

SAFE DEPOSIT BOX REPORT.

CONSENT TO TRANSFER

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

County Treasurer

Dated

In the case of non-resident decedent, the consent of the Commissioner of Taxation is also required as provided by Minnesota Statutes 1945, Sec. 291.19.

State of Minnesota } ss.
County of Douglas

IN THE MATTER OF THE ESTATE OF

NELS BARNER

Decedent

On Hearing for Administration or Probate of
Will mail two copies of order to the Commis-
sioner of Taxation

and

If decedent was not born in the United States,
mail one copy to Foreign Consul or Secretary
of State.

ATTACH COPY OF ORDER HERE

Order for Hearing Petition To
Admit Will and Notice To
Creditors

PROBATE COURT

File No. 15,178

State of Minnesota, County of

Stearns.

Re Estate of Nels Barner, De-

cedent.

IT IS ORDERED that the peti-
tion filed herein to admit to pro-
bate the last will of decedent be
heard on Friday, September 30th,
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, Jan-
uary 6th, 1950 at 9 o'clock A. M.,
by this court in the court house in
St. Cloud, Minn.

(SEAL)

Dated this 2nd day of Septem-

ber, 1949.

EARL J. MEINZ,

Probate Judge.

W. H. PADDEN, Esq.,

Attorney.

(Pub. Sept. 8, 15, 22, 1949)

Hel

Mr. George S. Barner

Mr. Gerald A. Parks

File No. _____
IN PROBATE COURT

Affidavit of Mailing of Order for Hearing

W. H. PADDEN

being first duly sworn on oath deposes and says that on the

9th day of September, 1949, at

Osakis, in said County and
State be mailed two copies of the Order hereto attached

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

and one to _____ and to all

(Secretary of State or Foreign Consul)

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

in the U. S. Mails at Osakis, Minnesota
and addressed to the following named persons:

STREET OR POST OFFICE

CITY

STATE

Supt. State Hospital

Fergus Falls,

Minn.

Sauk Centre,

Minn.

Sauk Centre,

Minn.

Subscribed and Sworn to before me this 9th
day of September, 1949

M. A. Thompson

Notary Public, Douglas County, Minn.

My commission expires May 20-1956

W. H. Padden

File No. *15178*

State of Minnesota

County of Douglas

IN PROBATE COURT

In the Matter of the Estate of

Nels Barner

Decedent

AFFIDAVIT OF MAILING

Will & Claims

Filed *Sept. 30th*, 19 *49*

Frank H. Hogg

Probate ~~Judge~~ Clerk

STATE OF MINNESOTA, }
COUNTY OF STEARNS }

Ed L. Rathe, being duly sworn, on oath says; that he is, and during all the times herein stated has been the Manager of the newspaper known as Sauk Centre Herald, and has full knowledge of the facts hereinafter stated; that for more than one year

Order for Hearing Petition To
Admit Will and Notice To
Creditors

PROBATE COURT
File No. 15,178

State of Minnesota, County of
Stearns.

Re Estate of Nels Barner, De-
cedent.

IT IS ORDERED that the peti-
tion filed herein to admit to prob-
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heard on Friday, September 30th,
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court in the Court House in St.
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IT IS ORDERED that creditors
of decedent file their claims in
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from the date hereof and that said
claims be heard on Friday, Jan-
uary 6th, 1950 at 9 o'clock A. M.,
by this court in the court house in
St. Cloud, Minn.
(SEAL)

Dated this 2nd day of Septem-
ber, 1949.

EARL J. MEINZ,
Probate Judge.

W. H. PADDEN, Esq.,
Attorney.
(Pub. Sept. 8, 15, 22, 1949)

prior to the publication therein of the Order for Hearing Petition To
Admit Will and Notice to Creditors

hereinafter described, said newspaper was printed and published in the City of Sauk Centre, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the City 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 Thursday each week from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Order for Hearing Petition
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 3th day of
Sept. 1949; and thereafter on Thursday of each week to and including the
22nd day of Sept. 1949 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-7 Point

Subscribed and sworn to before me this 22 day of Sept 1949
L. L. Kells

Notary Public, Stearns County, Minnesota.

My commission expires

L. L. Kells 19
Notary Public, Stearns County, Minn.
My Commission Expires Jan. 6, 1955

15178

Affidavit of Publication
of

Sauk Centre Herald

Of Will & Claims

Nels Barner

Decedent

Filed Sept. 30 - 1949

Frank Herzog

Clerk of Probate

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of Nels Barner, Deceased.

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

IT IS ORDERED, That the said Nels Barner give
bonds to the Judge of this Court in the sum of Four Thousand and no/100 - - - - -
(\$4,000.00) - - - - - Dollars,
conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be him issued.

Dated at St. Cloud, Minnesota, the 30th day of September,
A. D. 19 49 .

By the Court,

Earl J. Quenz
Judge of Probate.

W. H. Padden, Esq.
Attorney for Petitioner.

No. _____

IN PROBATE COURTCounty of Stearns

In the Matter of the Estate of

Nels Barner,
*Deceased.***ORDER FOR EXECUTOR'S BOND**

Filed this 30th day of
September, A. D. 1949, and
recorded in Book _____ of Orders, on
page _____

Frank A. Hennig
Clerk—~~Judge~~ of Probate.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

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

Nels Barner

Proof of Will

Decedent.

State of Minnesota, } ss.
County of Stearns

Herbert Rydholm, being
duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the sub-
scribing witnesses to the instrument now shown him, bearing date the 16th
day of December A. D. 1944, and purporting to be the Last Will and Testament
of Nels Barner of the County
of Stearns and State of Minnesota now here presented
for probate; that Herbert Rydholm knew
and was well acquainted with the said Decedent, in his lifetime and at the time of his death; that
on the day of the date of said instrument, to-wit, the 16th day of December A. D. 1944,
the said instrument was signed, sealed, executed and then and there acknowledged, published and declared
by the said Decedent, to be his Last Will and Testament, in the presence of deponent and of
John Lang
the other subscribing witness thereto, and that deponent and the said
John Lang the other subscribing witness did then and
there, in the presence of the said decedent, and at his request, severally subscribe said instrument as
witness thereto.

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

And further deponent saith not.

Subscribed and sworn to before me this

30th day of September A. D. 1949

Judge of Probate.

Herbert Rydholm

No. 15,178

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT,

In the Matter of the Last Will
and Testament of

Nels Barner

Decedent.

TESTIMONY OF

Herbert Rydholm

Subscribing Witness to Will.

Taken, sworn, subscribed and filed

this 30th day of
September 1949

Hank Herzog

Clerk Judge of Probate.

No. 294

POWER

☆☆☆
W.L.R.H.

LAST WILL AND TESTAMENT

I, Nels Barner of the City of Sauk Center in the County of Stearns and State of Minnesota, being of sound mind and memory, do make, publish and declare this to be my Last Will and Testament, revoking all prior Wills by me made.

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

Second, I give, and bequeath to my son, George S. Barner, my 1942 Dodge Two-door Sedan Automobile.

Third, I give and bequeath to my trustee hereinafter named the sum of Five Hundred (\$500.00) Dollars and the income therefrom, in Trust however, for the following uses and purposes:

I. To furnish my grandson, Gerald A. Parks, such facilities for obtaining education and training, including tuition, board and other expenses, incident thereto, in what school, in such sum or sums to be paid from said trust fund as may be determined by said trustee and by order of the Court having jurisdiction of the administration of said fund.

II. Should any part of said fund remain in the hands of said trustee after the payment of such sums as shall have been paid therefrom for such education and training and after deducting therefrom the expense of the administration of this trust, including such reasonable sum for the services of said trustee as may be deemed reasonable by the Court, then and in that case such part of said fund so remaining in the hands of said trustee shall be paid to said Gerald A. Parks when he shall have attained the age of twenty-one (21) years.

III. If, however, the said Gerald A. Parks shall die before he shall have attained the age of 21 years, then and in that case, such part of said trust fund, if any ^{remaining,} shall be retained by said trustee, in trust, however, for the benefit of my daughter, Helena F. Parks, and shall be and become a part of the trust fund created by the Fourth Paragraph hereof.

Fourth, The rest, residue and remainder of all my property, of whatever name or nature and wherever the same may be situated, including such part of said fund mentioned in Paragraph Third hereof and the income thereon I give and bequeath to my trustee hereinafter named, in trust however, for the following uses and purposes:

I. My said trustee shall pay out of such fund the sum of Twenty-five (\$25.00) Dollars per month to my said daughter, Helena F. Parks, during her lifetime, commencing with the date of my decease, the first of which payments, however, shall not be paid until after the appointment and qualification of my said trustee and shall continue for and during the lifetime of said Helena F. Parks, if the amount of such Trust Fund shall be adequate for said purpose, after deducting such reasonable sums for the administration of this trust, including such reasonable sum for the services of my said trustee as to the Court having jurisdiction of said Trust, may deem just.

II. Upon decease of my said Daughter, Helena F. Parks, any part or portion of said Trust fund remaining in the hands of my said trustee after deducting said expense of administration of said trust fund including such sum of money for services, I give, devise and bequeath to my said son, George S. Barner.

Fifth, I hereby nominate and appoint my son, George S. Barner, as Executor of this my Last Will and Testament, and as Trustee hereunder, with full power to said Executor and Trustee to sell and convey, lease or mortgage any and all real estate, and or personal property of my estate herein.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal the 16th day of December in the year of Our Lord one thousand nine hundred forty-four.

Neil Barner

(SEAL)

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

Herbert Rydholm
John Lang

residing at Melrose, Minnesota
residing at Melrose, Minnesota

State of Minnesota,

COUNTY OF Stearns

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Nels Barner, 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 Nels Barner, Decedent, late of said County of Stearns bearing date the 16th day of December, 19 44, 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 Nels Barner, deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

Court Seal

IN TESTIMONY WHEREOF, The Judge of the Probate Court of said County has hereunto set his hand and affixed the seal of said Court at St. Cloud, Minn., in said County, this 30th day of September, 19 49.

Earl J. Innes
Judge of Probate.

State of Minnesota,

IN PROBATE COURT

County of

I,

of the Probate Court within and for said

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

Nels Barner,

Decedent.

Certificate of Probate of Will

Filed this 30th day of
September, 1949, and recorded,

together with the will attached in Book

L of Records of Wills, Page 258

Frank Hergog
Clerk Judge of Probate.

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Nels Barner,

Decedent

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 30th day of September, 1949

upon the petition of George S. Barner

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 2nd day of September, 1949 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 26th day of August, 1949, and at the time of his death was a resident of Sauk Centre 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:

Herbert Rydholm

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

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

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 September 30th, 1949.

E. J. [Signature]
Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nels Barner, *Decedent.*

Order Admitting Will to Probate

Filed this 30th day of
September, 1949, and recorded
in Book "22" of Orders, Page 471

Frank Herzog
Clerk Judge of Probate

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nels Barner

Decedent.

LETTERS TESTAMENTARY

To George S. Barner

GREETING:

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

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

FIRST—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase and profits of said estate; to demand, receive, collect, sue for and recover all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, 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 his said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this 6th day of

October, 1949

Earl J. Luning
Probate Judge



State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nels Earner

LETTERS TESTAMENTARY (LONG FORM)

Filed this 6th day of
October, 1949, and Recorded
in Book "K" of Letters, Page 505

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

WITNESS, my hand and seal of said Court, at

day of

, A. D. 19

this

Probate Judge.

WESTERN SURETY COMPANY

One of America's Oldest Bonding Companies

CHICAGO • SIOUX FALLS • KANSAS CITY

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

STATE OF MINNESOTA

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of
Nels Barner

KNOW ALL MEN BY THESE PRESENTS:

That we, George S. Barner, as principal,
and WESTERN SURETY COMPANY, a corporation organized under the laws of the State of South
Dakota and holding the certificate of the Insurance Commissioner of the State of Minnesota showing
that it is authorized to contract as surety upon bonds in said State of Minnesota, as surety, are held
and firmly bound unto Earl J. Meinz

as Judge of Probate of the County of Stearns, Minnesota, in the sum of
-- Four thousand and no/100 -- (\$ 4000.00) Dollars,
lawful money of the United States, to be paid to said Judge of Probate, and his successors in office;
for which payment well and truly to be made, we bind ourselves and each of our heirs, executors, ad-
ministrators, successors, and assigns, firmly by these presents.

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

Dated this 30th day of September, 19 49.

Witness to Principal

Witness to Surety

George S. Barner (Seal)
WESTERN SURETY COMPANY

By J. H. Hansen
Attorney-in-Fact.

Countersigned: W. J. Kleinschmidt
By W. J. Kleinschmidt
Minnesota Resident Agent.

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF MINNESOTA

County of Stearns

ss.

On this 30th day of September, 19 49, before me personally
appeared George S. Barner, to me well known
to be the person who executed the foregoing bond as principal, and acknowledged that he executed the
same for the uses and purposes herein expressed as his free act and deed.

My Commission Expires

OATH OF REPRESENTATIVE

STATE OF MINNESOTA

County of Stearns

ss.

I, George S. Barner, do swear that I will faithfully and justly
perform all the duties of the office and trust which I now assume as Executor
of the estate of the above named Nels Barner
to the best of my ability and according to law, so help me God.

Subscribed and sworn to before me this 30th day of September, 19 49.

My Commission Expires

ACKNOWLEDGMENT OF SURETY

STATE OF Minnesota }
COUNTY OF Stearns } ss.

On this 30th day of September A. D. 19 49, before me, a notary

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

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

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal at Sauk Centre, Minnesota, the day and year last above written.

My Commission Expires

, 19

APPROVAL

I hereby approve the within Bond and the surety thereon, this 6th day of

October, 19 49.

E. J. Meier
Probate Judge

15178
STATE OF MINNESOTA

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Wels Garner

Bond and Oath of
Representative

(SURETY COMPANY FORM)

Filed the 6th day of
October, 19 49, and said
bond recorded in Book 1 of

Bonds, page 65 of Probate
Records.

Frank H. Meier
Clerk - Judge of Probate.

STATE OF SOUTH DAKOTA,
COUNTY OF MINNEHAHA } ss.

On this 3rd day of January, 1949, before me, a Notary Public, personally appeared DAN KIRBY, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as President of the said Western Surety Company and acknowledged said instrument to be the voluntary act and deed of said corporation.

My commission expires: _____

JAN 27 1953

Betty W. ...
Notary Public, South Dakota

0079 2787

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Nels. Barner, }
Decedent.

Order Appointing Appraisers

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

It is ordered that D. B. Caughren and

J. H. Hansen

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

Dated this 19th day of October, 1949.

(PROBATE COURT SEAL)

Earl J. [Signature]
Probate Judge

15,178

No. _____

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nels Barner,
Decedent.

Order Appointing Appraisers

Filed October 19th , 1949

Frank Herzog
Probate ~~XXXX~~ Clerk.

State of Minnesota,

County of STEARNS

IN PROBATE COURT

File No.

IN THE MATTER OF THE ESTATE OF

NELS BARNER

Decedent

INVENTORY AND APPRAISAL

Date of Death August 26, 1949

OATH OF APPRAISERS

State of Minnesota,

County of STEARNS

Nels Barner

Subscribed and sworn to before me this

19 day of October, 1949

Notary Public, Stearns County, Minn.

My commission expires

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit:	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(give acreage) <i>None</i>		
(b) All other real estate of decedent being in the County of _____, State of Minnesota, described as follows, to-wit:		\$
<i>None</i>		

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Brought Forward		\$
Total Net Value of Real Estate		\$
CLASS II—Furniture and Household Goods:		
None	\$	\$
Total Value of Furniture and Household Goods		\$
CLASS III—Wearing Apparel and Ornaments:		
None	\$	\$
Total Value of Wearing Apparel and Ornaments		\$
CLASS IV—Corporation Stocks (Give Certificate No.)		
None	\$	\$
Total Value of Stock		\$

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
<i>None</i>	\$	\$	\$
Total Value of Mortgages, Bonds, Notes, etc.			\$

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
Participation of Deposit First State Bank Salem, Me. No 52448 April 13 1936	\$	\$
13.16		13.29.52
Living Account Merchants Union of Am.		
Bank of Am., Me. 4763.76		4753.76
1-1942 - 2 Door Dodge automobile	none	600.00
Participation Certificate First State Bank of Salem, Me. \$ 127 11th St. Me. - 1 1/2 shares at \$ 84.00		No Value
Total Value of All Other Personal Property		\$ 6683.28

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 - \$ 66,832.24

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$ 66,832.88

Respectfully submitted,

Geo S Barner

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.

GEORGE S. BARNER

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 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

19 day of October, A. D. 19 49

W. L. Schmidt

Geo S Barner

Notary Public, Stearns County, Minn.

Representative

My commission expires

(SEAL)

CERTIFICATE OF APPRAISERS

State of Minnesota,

County of STEARNS

We, the undersigned appraisers, duly appointed by

the Probate Court of STEARNS

County, Minnesota, to appraise the estate of

Nels Barner

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 19 day of October, A. D. 19 49

R. H. Hansen

J. H. Hansen

Appraisers

15,178

File No.

State of Minnesota,

County of STEARNS

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

NELS BARNER

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 22nd day of
October, A. D. 19 49

Frank Hennep
Probate Clerk

Attorney

State of Minnesota, }
County of STEARNS } ss.

In Probate Court,

IN THE MATTER OF THE ESTATE OF

NELS BARNER

Decedent.

Petition for Discharge of Executor
or Administrator

Your Petitioner respectfully represents and states to the Court:

FIRST—That George S. Barner the Representative of
the estate of the above named decedent.

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

Representative

Wherefore, Your Petitioner Prays That he, together with the sureties on his bond, be forever discharged from all further duties and liabilities in the matter of said estate and said trust.

Dated November 9, 1950

West Padden
Attorney for Petitioner.

State of Minnesota, }
County of Douglas } ss.

W. H. Padden, duly sworn, on oath says that he

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

West Padden
Attorney for Petitioner.

Subscribed and sworn to before me this 9th day of November, 1950

Stanley J. Chaus
Notary Public.
Douglas County, Minnesota.

My Commission Expires 19

STANLEY J. CHAUS, Notary Public, Douglas Co., Minn.
My Commission Expires July 25, 1956.

15,178

State of Minnesota, }
County of Stearns }

In Probate Court

In the Matter of the Estate of

NELS BARNER

Petition for Discharge of Executor
or Administrator and
Sureties

Filed this 20th day of
1 December 19 50

Frank Herzog
Clerk - Probate Court

State of Minnesota,
COUNTY OF Stearns

IN PROBATE COURT

In the Matter of the Estate of Nels Barner, Deceased:

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

George S. Barner

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

It is Therefore Ordered and Decreed, That said representative

of said estate and the sureties on his bond, be, and they hereby are, forever discharged and released from all further duties and liabilities in the matter of said estate and of said trust.

Dated this 20th day of December, A. D. 1950

Eugene J. Harris

Judge of Probate

Stearns County, Minn.

IN PROBATE COURTCOUNTY OF Stearns

IN THE MATTER OF THE ESTATE OFNels Barner,Deceased

**Order Discharging Executor
or Administrator**

Filed this 20th day ofDecember, 19 50Recorded in Book 97 of Orders,Page 223Frank Denno
Clerk ~~Judge~~ of Probate

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Nels Barner

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 3rd day of February, 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 attorney, William H. Padden, Esq., and no one appeared in opposition.

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court for said hearing, dated the 9th day of January, 19 50, in the Sauk Centre Herald, proof of publication of said notice of hearing and service by mail having been filed in this Court.

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

RECEIPTS

Personal estate as described in the inventory	\$ 6,683.28
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
	\$
	\$
Total receipts from all sources	\$ 6,683.28

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 437.60
Expenses of last sickness	\$ 138.49
Funeral expenses	\$ 1,044.20
Taxes	\$
Claims of creditors of decedent	\$
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$ 5,062.99
Total credits	\$ 6,683.28

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Helen Berner

Order Allowing Final Account

Filed this 3rd day of
February, 19 50, and
recorded in Book of Orders
at Page

Thorp Herzog
Clerk of Probate.

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

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

Dated February 3rd, 19 50.

By the Court,

Earl J. Fanning
Probate Judge.

STATE OF MINNESOTA }
COUNTY OF STEARNS }

SS

IN PROBATE COURT

In the Matter of the Estate of }
Nels Barner, Decedent. }

FINAL DECREE OF DISTRIBUTION

The above entitled matter came on to be heard on the 3rd day of February, 1950, 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, W. H. Padden, Esq., and no one appeared in opposition thereto.

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

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

SECOND--That the said estate has been in all respects fully administered, and the expenses of the administration thereof and of the last sickness and burial of said decedent, and all claims allowed against said estate have been fully paid, and that said representative has filed his final account herein which has been settled and allowed by the Court. That no inheritance taxes are due the State of Minnesota from said estate.

THIRD--That said decedent died testate on the 26th day of August, 1949, and at the time of his death decedent was a resident of the County of Stearns and State of Minnesota.

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

Personal property of the value of \$5,062.99.

One 1942 Two-Door Dodge Automobile appraised at \$600.00, which was specifically bequeathed by the Last Will and Testament of decedent to Nels S. Barner.

One Participating Trust Certificate, First State Bank of Sauk Centre, Minnesota, No. 127, appraised at no value.

Cash in the sum of \$500.00 which was specifically bequeathed by the Last Will and Testament of

decedent to George S. Barner, in trust however, for Gerald A. Parks, grandson of decedent.

Cash in the sum of \$3,962.99, which, together with the above described Trust Certificate #127, First State Bank of Sauk Centre, Minnesota, constitutes the true residue after payment of specific legacies, which residue was bequeathed by the Last Will and Testament of decedent to George S. Barner, in trust however, for Helena F. Parks, daughter of said decedent.

NOW, THEREFORE, On the petition of the representative of the estate of said deceased, and pursuant to due notice and the law in such case made and provided,

IT IS ORDERED, ADJUDGED AND DECREED, and this Court by virtue of the power and authority vested in the same by law, does hereby ORDER, ADJUDGE AND DECREE, that all and singular the above described personal property be, and the same is, hereby assigned to and vested in the hereinbefore named devisees and legatees of said decedent, as follows:

To and in the said George S. Barner, the automobile of decedent, absolutely.

To and in the said George S. Barner, the sum of \$500.00 for Gerald A. Parks, grandson of Decedent, in trust, for the following purposes:

"I. To furnish my grandson, Gerald A. Parks, such facilities for obtaining education and training, including tuition, board and other expenses, incident thereto, in what school, in such sum or sums to be paid from said trust fund as may be determined by said trustee and by order of the Court having jurisdiction of the administration of said fund.

II. Should any part of said fund remain in the hands of said trustee after the payment of such sums as shall have been paid therefrom for such education and training and after deducting therefrom the expense of the administration of this trust, including such reasonable sum for the services of said trustee as may be deemed reasonable by the Court, then and in that case such part of said fund so remaining in the hands of said trustee shall be paid to said Gerald A. Parks when he shall have attained the age of twenty-one (21) years.

III. If, however, the said Gerald A. Parks shall die before he shall have attained the age of 21 years, then and in that case, such part of said trust fund, if any remaining, shall be retained by said trustee, in trust, however, for the benefit of my daughter, Helena F. Parks, and shall be and become a part of the trust fund created by the Fourth Paragraph hereof."

To and in the said George S. Barner, the sum of \$3,962.99 and Trust Certificate #127, First State Bank of Sauk Centre, Minnesota, for Helena F. Parks, daughter of said decedent, in trust, for the following purposes:

"I. My said trustee shall pay out of such fund the sum of Twenty-five (\$25.00) Dollars per month to my said

daughter, Helena F. Parks, during her lifetime, commencing with the date of my decease, the first of which payments, however, shall not be paid until after the appointment and qualification of my said trustee and shall continue for and during the lifetime of said Helena F. Parks, if the amount of such Trust Fund shall be adequate for said purpose, after deducting such reasonable sums for the administration of this trust, including such reasonable sum for the services of my said trustee as to the Court having jurisdiction of said Trust, may deem just.

II. Upon decease of my said Daughter, Helena F. Parks, any part or portion of said Trust fund remaining in the hands of my said trustee after deducting said expense of administration of said trust fund including such sum of money for services, I give, devise and bequeath to my son, George S. Barner."

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 and their heirs and assigns forever.

Dated at St. Cloud, Minnesota, this 8th day of February, 1950.

By the Court:

Ease L. Meier
Judge of Probate

15,178

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT

In the Matter of the Estate
of Nels Barner, Decedent.

FINAL DECREE OF
DISTRIBUTION

Filed this 8th day of
February, 1950, and recorded
in Book 108 on Page 28

Frank Herzog

Clerk of Probate

State of Minnesota, }
 County of Stearns } ss.

15,179
 IN PROBATE COURT

In the Matter of the ~~Mental Illness~~
~~Steward~~
~~Frederick~~
~~Admiral of the Navy~~
~~Admiral~~

PETITION FOR COMMITMENT

of J. B. Willing

Patient.

TO THE HONORABLE PROBATE JUDGE OF SAID COUNTY:

Your petitioner respectfully represents to the Court and alleges that J. B. Willing
 whose address is St. Cloud, Minn. is a mentally ill person.

That your petitioner is related to the said above named person as follows: son

That the indications of mental illness manifested by him are as follows:
 (Here give fully the symptoms on which the charge of mental illness is based.)

A few weeks ago patient was hospitalized at St. Cloud Hospital where his behaviour makes it impossible to hospital to keep. He is 95 years of age and completely irrational.

That the said alleged mentally ill person will not appear in Court voluntarily, and that it will be necessary to issue a warrant to bring him before this Court.

That the names and addresses of the nearest relatives of the said patient are:

Name	Address	Relationship
Charles Willing	California St. Cloud, Minn.	Son
Ida Schwartz	825 17 Av. So. St. Cloud	Daughter

That said patient was born in Quincy Ill. is about 95
 years of age, and the parent of four children.

That his residence and place of legal settlement is Stearns County, Minnesota.
 (If not a resident of Minnesota, set out as fully as possible where he came from, how long he has been in the County named.)

That said alleged patient is not a United States War Veteran.

That no restraint has been employed.

That the supposed cause of mental illness is old age and complications.

That the said patient has been treated by Dr. C. F. Brigham Jr.
That the said patient is the owner of the following described real and personal property, to wit:

None.

WHEREFORE, your petitioner prays that this Court will make due inquiry into the matter, and to that end that said above named person be brought into said Court and examined as to said alleged mental illness and if found to be mentally ill that he be committed in accordance with the statutes in such case made and provided.

Charles Willing

State of Minnesota.

County of Stearns

} ss.

Charles Willing

, being first duly sworn, deposes and says that he is the petitioner in the foregoing petition; that he knows the contents thereof, and that the averments of said petition are true of his own knowledge, save as to such as are stated on information and belief, and as to those he believes them to be true.

Charles Willing

Subscribed and sworn to before me this 3rd day of September, 1949

Frank Herzog

My commission expires

, 19 CLERK OF THE PROBATE COURT
STEARNS COUNTY, MINNESOTA.

No. 15,179

State of Minnesota.

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ALLEGED

Mental Illness
of John Bernard Willing
Patient.

**PETITION FOR
COMMITMENT**

Filed this 3rd day of

Sept., 1949

Frank Herzog
Probate ~~Judge~~ Clerk.

No. 394-P

STATE OF MINNESOTA
COUNTY OF

PROBATE COURT

Report of Examination

In the matter of the (Mental Illness
Senility
Psychopathic Personality)

of John Bernard Willing Patient

1. Date of birth 1854
Place of birth Duino, I.D.
Marital status (single, married, separated, divorced, widowed) Widowed
2. Resident of Minnesota since over 50 years of Stearns County since 50 years
County, Minnesota.
3. Legal settlement at Stearns County, Minn.
4. Is patient entitled to care or treatment by the Veterans Administration or other agency of the United States Government
no
5. Has patient ever been in a psychiatric hospital in Minnesota or any other state no
If so, name institution _____ Date _____
6. Father's name John Willing
Place of birth Germany
Mother's maiden name unknown
Place of birth unknown
Spouse's name Wiley D. Bechtel
Place of birth St. Paul, Minn. Date of birth 1856
7. Patient's religion Catholic
8. Patient's education _____
9. Patient's occupation Salesman
10. Family history (insanity, feeble-mindedness, epilepsy, alcohol or drug addiction, etc.)
Sister - Ann Kassier - former Lyons Falls, State
Paup.
11. Patient's past medical history (including serious injuries, operations, syphilis, tuberculosis)
none

Intemperate use of alcohol or narcotic or hypnotic drugs none

12. Does patient have any acute or chronic disease
- See letter attached

13. Prior to patient's present mental disorder there were no peculiarities of personality reactions except
-
- grossal senile decline

14. Date of onset and symptoms of present mental disorder in detail

See attached letter
Has fractured hip - in hospital for surgical treatment -
Has lost 2 toes and refractured hip. Has been
incompatible to manage as a bed patient
because of agitation. Senile decline progressing
on his part.

15. Patient has NOT threatened or injured others.
 Patient has NAT threatened or attempted suicide by _____ on or about _____
- Propensity to suicide is NAT present now.
16. Patient has NO filthy habits.
 Patient is NAT destructive
17. Patient has now been confined in St. Claus Hospital, Minnesota, since July 28, 1949 Hospital,
- Were restraints required then yes - or at any other time
- Patient's temperature 98.6, pulse 90
18. Name and address of: Theresa Marks - 239 14th Ave So
St. Claus, Minn
- Patient's nearest of kin _____
 Guardian _____
 Friend _____
 Petitioner _____
 Family physician Dr. C. F. Brigham, Jr.
 Material witnesses at examination Dr. Charles D. Witting
Dr. Ross C. Postardt
Theresa Marks -
- Counsel for patient NONE REQUESTED
19. From the examination of the patient, and from the evidence submitted at the hearing, we find the above named patient to be a mentally ill person ~~a mentally ill person~~ a psychopathic personality.
- Dated 7-3-49, 19

C. F. Brigham, Jr., M. D.
W. H. Jensen, M. D.
Earl J. Meyer Probate Judge

(PROBATE COURT SEAL)

15,179

File No.

STATE OF MINNESOTA

COUNTY OF SIGAUB

PROBATE COURT

In the matter of the Mental Illness
 of John Bernard Witting,
 Patient

Report of Examination

Filed this 3rd day of

September 1949

Wanda H. Meyer
 Probate Judge

No. 842-P

STATE OF MINNESOTA

PROBATE COURT

COUNTY OF Stearns

Report of Examination

In the matter of the ~~(Mental Illness)~~
~~XXXXXX~~
~~XXXXXX~~

of John Bernard Willing,
 Patient

1. Date of birth 1854
 Place of birth Quincy, Ill.
 Marital status (single, married, separated, divorced, widowed) widowed
2. Resident of Minnesota since over 50 years of Stearns County since 50 years--
3. Legal settlement at Stearns County, Minn. County, Minnesota.
4. Is patient entitled to care or treatment by the Veterans Administration or other agency of the United States Government
 no
5. Has patient ever been in a psychiatric hospital in Minnesota or any other state no
 If so, name institution Date
6. Father's name John Willing
 Place of birth Germany
 Mother's maiden name unknown
 Place of birth unknown
 Spouse's name Mary V. Bechtold
 Place of birth St. Paul, Minn. Date of birth 1856
7. Patient's religion Catholic
8. Patient's education
9. Patient's occupation Salesman
10. Family history (insanity, feeble-mindedness, epilepsy, alcohol or drug addiction, etc.)
 Sister -- Ann Rassler--patient Fergus Falls, State Hosp.
11. Patient's past medical history (including serious injuries, operations, syphilis, tuberculosis)
 none
- Intemperate use of alcohol or narcotic or hypnotic drugs none
12. Does patient have any acute or chronic disease See letter attached
13. Prior to patient's present mental disorder there were no peculiarities of personality reactions except
 gradual Senile decline--
14. Date of onset and symptoms of present mental disorder in detail - See attached letter .
 Has fractured hip --in hospital for surgical treatment--fell out of
 bed and refractured hip. Has been impossible to manage as a bed
 patient because of operation. Senile Decline progressive on bed rest.

15. Patient has not threatened or injured others.
 Patient has not threatened or attempted suicide by _____ on or about _____
- Propensity to suicide is not present now.
16. Patient has no filthy habits.
 Patient is not destructive
17. Patient has now been confined in St. Cloud Hospital Hospital,
 _____, Minnesota, since July 28, 1949.
- Were restraints required then Yes-- or at any other time
 Patient's temperature 98.6, pulse 90
18. Name and address of:
 Patient's nearest of kin Theresa mohs- -239 14th Ave. So., St. Cloud
 Guardian _____
 Friend _____
 Petitioner _____
 Family physician Dr. C. F. Brigham, Sr.
 Material witnesses at examination
1. Charles B. Willing
2. Rose C. Postaret
 Counsel for patient none requested.
19. From the examination of the patient, and from the evidence submitted at the hearing, we find the above named patient to be a mentally ill person--~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

Dated 9-3-49, 1949

C. F. Brigham, Sr., M. D.

T. N. Fleming, M. D.

(PROBATE COURT SEAL)

Earl J. Mainz

Probate Judge

File No.

STATE OF MINNESOTA

COUNTY OF STEARNS

PROBATE COURT

In the matter of the Mental Illness
 of John Bernard Willing,
Patient

Report of Examination

Filed this 3rd day of

September, 1949

Frank Horzog

Probate ~~Clerk~~ Clerk

No. 542-P

State of Minnesota.

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ALLEGED

Mental Illness of

John Bernard Willing.

Report of the Board of Examiners

State of Minnesota, }

County of Stearns

I do hereby certify that I have compared the within copy of the Report of the Board of Examiners with the original thereof on file in said Court, and have found the same to be a true and correct copy of such original and the whole thereof.

Witness my hand and the seal of said Court this 3rd day of September, 1949

Frank Herzog
Clerk - Judge of Probate.

State of Minnesota,
County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF
the Mental Illness of
John Bernard Willing,

JUDGMENT

The above entitled proceeding having been duly commenced by petition and said

John Bernard Willing having been personally before the Court, and examined as to mental illness by a Board of Examiners duly appointed by this Court, and the report of said Board of Examiners having been duly filed herein, whereby said John Bernard Willing has been found to be mentally ill and in need of care and treatment in a State Institution.

NOW, THEREFORE, Upon reading and filing said report and upon all the records and proceedings herein, IT IS HEREBY ADJUDGED AND DETERMINED, and the Court does hereby adjudge and determine, that the said John Bernard Willing is mentally ill and a proper person for care and treatment in a State Institution.

WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED, That the said

John Bernard Willing be committed to the custody of Superintendent, State Hospital, Fergus Falls, Minn. and that duplicate warrants of commitment be issued out of and under the seal of this Court, as provided by law, to carry this judgment into effect.

Dated September 3rd, 1949.

Earl J. Munn
Judge of Probate, Stearns County.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF

the Mental Illness of

John Bernard Willing.

JUDGMENT

Filed September 3rd, 1949.

Frank Keryog
Clerk of Probate Court.

Book # 1 - Page 447

STATE OF MINNESOTA,

County of Stearns

IN PROBATE COURT

In the Matter of the

~~XXXXXXXXXX~~
~~XXXXXXXXXX~~
~~XXXXXXXXXXXX~~
~~XXXXXXXXXX~~
Mental Illness

Of John Bernard Willing,

A petition for the commitment of the above named patient having been filed,

IT IS ORDERED, That such petition be heard before this court in the Court House in the City
(City or Village)of St. Cloud, Minn. on the 3rd day of September,
1949 at one o'clock P. M.

Dated this 3rd day of September, 1949.

Earl J. Meyer
Probate Judge.

ORIGINAL

STATE OF MINNESOTA,

County of Stearns }

IN PROBATE COURT

In the Matter of the } ~~Incarceration~~
 } ~~involuntary~~
Mental Illness
Of J. B. Willing

To the Sheriff of Stearns County, Minnesota, and the Superintendent of the
State Hospital, Fergus Falls Minnesota.

The above named patient having been found to be mentally ill, the said sheriff is
(Inmate-Institute)
commanded to convey and deliver such patient forthwith to the Superintendent of the State Hospital at
Fergus Falls, Minnesota, and the said Superintendent is commanded to receive and
detain such patient in said hospital according to law.

Dated this 3rd day of September, 19 49.

(Court Seal)

Earl J. Meier
Probate Judge.

(Note:—See reverse side for receipt of superintendent.)

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the } ~~XXXXXXXXXX~~
 } ~~XXXXXXXXXX~~
 } ~~XXXXXXXXXXXXXXXXXXXX~~
 } ~~XXXXXXXXXX~~
Mental Illness

of John Bernard Willing,

To the Hon. David T. Shay, County Attorney of said County:

SIR: Please take notice that a petition has been filed with the above court alleging the
mental illness of the above named patient.
(Insanity—Inebriety—Feeble-mindedness—Epilepsy)

You are hereby notified and required to appear at the examination of said patient to be held at my
office on the 3rd day of September, 1949 at 1 o'clock P.M.,
to represent the petitioner in said matter and to take part in the said examination as provided by law.

Dated this 3rd day of September, 1949.

(Court Seal)

Earl J. Young
Judge of Probate.

State of Minnesota.

County of Stearns

88.

IN PROBATE COURT

In the Matter of the

APPOINTMENT OF EXAMINERS

of John Bernard Willing, Patient

Upon all of the files, records and proceedings herein,

IT IS ORDERED, That T. N. Fleming and C. F. Brigham, Sr.,

are appointed to assist in the examination of said patient.

Dated this 3rd day of September, 1949.

(Probate Court Seal)

Earl J. Heinz
Probate Judge.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT
CERTIFICATE

This is to certify that Dr. C. F. Brigham, Sr.,
of St. Cloud is a reputable person, a graduate
of University of Minnesota which is an incorporated medical
college; that he is a permanent resident of this State, has been in the actual practice of the profession of medicine for
at least one year next preceding to the date hereof, and is registered as licensed by the State Board of Medical Ex-
aminers; that he is neither superintendent, proprietor, an officer, or regular medical attendant of any institution for
the care and treatment of mental illness

(SEAL)

Earl J. Mearns
Judge of Probate.

Dated September 3rd, 1949.

(Note—A copy of this certificate is to be filed in the Court and original delivered to the doctor. Sec. 3857, R. L. 1905.)

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT
CERTIFICATE

This is to certify that Dr. T. N. Fleming
of St. Cloud is a reputable person, a graduate
of Creighton University which is an incorporated medical
college; that he is a permanent resident of this State, has been in the actual practice of the profession of medicine for
at least one year next preceding to the date hereof, and is registered as licensed by the State Board of Medical Ex-
aminers; that he is neither superintendent, proprietor, an officer, or regular medical attendant of any institution for
the care and treatment of mental illness

(SEAL)

Earl J. Meier
Judge of Probate.

Dated September 3rd, 1949.

(Note—A copy of this certificate is to be filed in the Court and original delivered to the doctor. Sec. 3857, R. L. 1905.)

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the

(Mental Illness
~~XXXXXXXX~~
~~XXXXXXXX~~
~~XXXXXXXXXXXXXX~~
~~XXXXXX~~)

OATH OF EXAMINERS

of John Bernard Willing,

Patient.

State of Minnesota,

County of Stearns

ss.

We T. N. Fleming

and

C. F. Brigham

do each swear that we will faithfully and justly perform all the duties of the office and trust which we now assume as members of the Board of Examiners to examine the above named patient, and determine as to his being mentally ill to the best of our ability.

T. N. Fleming
C. F. Brigham

Subscribed and sworn to before me this

3rd

day of

September

1949

(Probate Court Seal)

Earl J. Innes
Probate Judge—~~XXXX~~

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE Mental Illness
of John Bernard Willing }

EXAMINER'S FEE CLAIM

State of Minnesota, }
County of Stearns } ss.

Dr. T. N. Fleming

being first duly sworn, on oath, says: That he has a just and true claim against said County for services in the above entitled matter as follows:

Services as Examiner	- - - - -	\$	xxx 10.00
Necessary Travel, Two miles at 15¢ per mile	- - - - -	\$.30
TOTAL	- - - - -	\$	10.30

Subscribed and sworn to before me this 3rd

day of September, 1949

E. J. Meier
Clerk - Judge of Probate

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE Mental Illness
of John Bernard Willing.

EXAMINER'S FEE CLAIM

State of Minnesota, }
County of Stearns } ss.

Dr. C. F. Brigham, Sr.,

being first duly sworn, on oath, says: That he has a just and true claim against said County for services in the above entitled matter as follows:

Services as Examiner	- - - - -	- \$	3000 10.00
Necessary Travel, Two miles at 15¢ per mile	- - - - -	- \$.30
TOTAL	- - - - -	- \$	10.30

Subscribed and sworn to before me this 3rd
day of September, 1949

Carl J. Meier
County Judge of Probate

C. F. Brigham, Jr.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT
EXAMINER'S-FEE ORDER

IN THE MATTER OF THE Mental Illness

of John Bernard Willing

Dr. T. N. Fleming

having been duly appointed an examiner in

St. Cloud

in the above entitled matter by an order of this Court and having filed his duly verified claim
for fees allowed by law therefore.

Now, therefore, it is hereby ordered and adjudged that the said

Dr. T. N. Fleming

be and he hereby is allowed

Ten and 30/100- - - - - Dollars (\$ 10.30) for his services herein and that
upon filing this order with the Auditor of said County an order for said amount shall be drawn by said Auditor upon the
Treasurer of said County.

Dated September 3rd, 1949.

By the Court,



Judge of Probate.

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT
EXAMINER'S-FEE ORDER

IN THE MATTER OF THE Mental Illness

of John Bernard Willing,

Dr. C. F. Brigham, Sr.,

having been duly appointed an examiner in

St. Cloud

in the above entitled matter by an order of this Court and having filed his duly verified claim

for fees allowed by law therefore.

Now, therefore, it is hereby ordered and adjudged that the said

Dr. C. F. Brigham, Sr.,

be and he hereby is allowed

Ten and 30/100- - - - - Dollars (\$ 10.30) for his services herein and that

upon filing this order with the Auditor of said County an order for said amount shall be drawn by said Auditor upon the Treasurer of said County.

Dated September 3rd, 1949.

By the Court,

Earl J. Meining
Judge of Probate.

State of Minnesota }
COUNTY OF STEARNS }

IN PROBATE COURT

In the Matter of the mental illness }

Fee Claim -- Officer

J. B. Willing

Art McIntee

on being first duly sworn says that he has a just and true
claim against said County for services and disbursements by reason of the conveyance of the said Mentally ill
person to the State Hospital at Fergus Falls

in said State, more particular set forth, as follows:

Transportation from St. Cloud, Minn., to <u>Fergus Falls</u>	for	persons	\$
Taxi fare at			\$
Hotel at			\$
Lodging and <u>2</u> meals for <u>2</u> persons			\$ <u>1.40</u>
Transportation from	to St. Cloud, for	persons	\$
Reasonable compensation of <u>1</u> assistants			\$ <u>5.00</u>
Warrant and mileage			\$
Bringing and attending Court			\$
<u>Berggreen Funeral Home, C. A. Corrigan, Director,</u>			\$
<u>Sauk Centre</u>			\$ <u>53.60</u>

Total \$ 60.00

Subscribed and sworn to before me this }

23rd day of September, 1949 }

E. J. Quinn

Judge of Probate

ART MCINTEE, Art. McIntee
Sheriff of Stearns County, Minn.

By _____ Deputy

4080 2825

State of Minnesota.

County of Stearns

} ss.

IN PROBATE COURT
OFFICER'S FEE ORDER

IN THE MATTER OF THE Mental Illness

of John Bernard Willing

Art McIntee

having been duly authorized by this Court to convey
the above named person to the State Hospital and having filed herein his duly verified claim for fees allowed by law therefor.

Now therefore, it is hereby ordered and adjudged that the said

Art McIntee

do and he hereby is allowed

Sixty and no/100- - - - - Dollars (\$ 60.00) for his services herein and
all disbursements actually and necessarily made for travel and expenses of himself, the patient, and assistants, and that upon
filing this order with the Auditor of said County an order for said amount shall be drawn by said Auditor upon the Treasurer
of said County.

By the Court,

Earl J. McIntee

Judge of Probate.

Dated September 23rd, 1949

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE Mental Illness

of John Bernard Willing

OFFICER'S FEE ORDER

B. C. 12 D.

Filed this 23rd day of September,

19 49

Frank J. Grogan
Clerk—Judge of Probate.

State of Minnesota.

County of

}

I,

of the Probate Court of said County,

do hereby certify that I have compared the within order with the original thereof 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 order 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

Clerk—Judge of Probate.

State of Minnesota
COUNTY OF STEARNS

PROBATE COURT

In the Matter of the Mental Illness of

John Bernard Willing,

Fee Claim -- Officer

Filed this 23rd

day of September, A. D. 1949

Frank J. Geros
Clerk ~~Judge~~ Probate

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Mental Illness

of John Bernard Willing.

Examiner's-Fee Order

B. C. 12 B.

Filed this 3rd day of

September, 1949

Frank Hennig
 Clerk ~~Judge~~ of Probate.

County of

State of Minnesota.

ss.

I,

do hereby certify that I have compared the within order with the original thereof 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 order 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

Clerk—Judge of Probate.

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Mental Illness
of John Bernard Willing

Examiner's-Fee Order

B. C. 12 B.

Filed this 3rd day of

September, 1949

Frank Herzog
Clerk-Judge of Probate.

State of Minnesota,

ss.

County of

I,

do hereby certify that I have compared the within order with the original thereof 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 order 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

Clerk-Judge of Probate

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF

the Mental Illness of

John Bernard Willing.

EXAMINER'S FEE CLAIM

Filed this 3rd

day of September, 19 49

Frank Herzog
Clerk ~~EXCER~~ of Probate

By _____ Clerk

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF
the Mental Illness of
John Bernard Willing.

EXAMINER'S FEE CLAIM

Filed this 3rd
day of September, 19 49

Frank Henry
Clerk ~~XXXX~~ of Probate

By _____ Clerk

No.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ALLEGED

Mental Illness

of John Bernard Willing,
Patient.

OATH OF EXAMINERS

Filed this 3rd day of

September, 19 49

Frank Herzog
Probate ~~XXXXXX~~ Clerk.

State of Minnesota, }
County of Stearns

PROBATE COURT

IN THE MATTER OF

the Mental Illness of

John Bernard Willing.

CERTIFICATE

Filed this 3rd day of

August, 1949

Frank Hervey
Clerk of Probate

Form prescribed by State Board of
Control, pursuant to Sec. 3871, Revised
Laws of 1905.

State of Minnesota, }

County of Stearns

PROBATE COURT

IN THE MATTER OF

the Mental Illness of

John Bernard Willing.

CERTIFICATE

Filed this 3rd day of

August, 19 49

Frank H. Hargis
Clerk of Probate

No. _____

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ALLEGED

Mental Illness

of John Bernard Willing,
Patient.

**Appointment of
Examiners**

Filed in my office this 3rd day of

September, 1949.

Frank Henry
Clerk—Judge of Probate.

No. _____

State of Minnesota,

County of Stearns

IN PROBATE COURT

Notice to County Attorney

~~Insanity, Inebriety, Fekbles~~~~minididness, Epilepsy~~

Mental Illness

In the Matter of the

~~Insanity~~~~Inebriety~~~~Fekbles, Minididness~~~~Epilepsy~~

Mental Illness

of

John Bernard Willing

Due service of the within notice is
 hereby admitted at

Minn., this _____ day of

, 19____

County Attorney.

By _____

Filed in my office this 3rd day of

September, 1949

Frank Henry

Clerk ~~XXXX~~ of Probate.

RECEIPT OF SUPERINTENDENT

Receipt of the above named patient, a duplicate of this Warrant, and a certified copy of the report of examination are hereby acknowledged.

Dated this 3rd

day of

September

1949.

Superintendent.

(Receipt on original copy only.)

File No. _____

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE

Mental illness of

J.B. Willing

Warrant of Commitment and
Superintendent's Receipt

Voucher No. _____

Filed September 23rd, 1949

Clerk of Probate

5863*

State of Minnesota, }
County of Stearns }

PROBATE COURT

In the Matter of the { ~~Insanity~~
~~Inebriety~~
~~Fetters and madness~~
~~Epitaphy~~
Mental Illness
Of John Bernard Willing

ORDER FOR HEARING

Filed Sept. 3rd, 1949.

Frank Vermog
Clerk of Probate

Form prescribed by State Board of Control,
pursuant to Code 1935.

15,180

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag

Decedent.

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner, Hattie Schuman

respectfully represents and states to the Court:

First—That your Petitioner is a resident of Paynesville in the County of Stearns State of Minnesota, and is an adult who has an interest in whatever estate the decedent above named may have left at the time of her death, to-wit: as heir at law (daughter)

Second—That said decedent was born in the Country of United States and died at Paynesville STEARNS CITY, State of Minnesota on the 17th day of August, 1949, aged 87 years and was at the time of her death a native of Minnesota, and a citizen of the Country of U.S.A. and a resident of Paynesville County of Stearns State of Minnesota, and was the owner of estate in the County of Stearns State of Minnesota, at the time of her death.

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

Fourth—That said estate of decedent, at the time of her death, included personal property of the probable value of \$ 20000, divided as follows:

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

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

1. Homestead in County, Minnesota, as follows:

A. City Property done \$

(Give Area)

(or)

B. Rural Property \$

(Give Area)

2. Real Estate other than Homestead:

A. City Property Lots without Buildings \$

City Property Lots with Buildings \$

B. Rural Property on undivided 1/3 of 150.00 Acres improved land \$ 300.00

Rural Property Sec. 7, Township 122, Range 31 Acres unimproved land \$

Fifth—That the probable amount of the debts of decedent is \$ 100.00

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

NAME	AGE	RELATIONSHIP	POSTOFFICE ADDRESS
Hattie Schuman Hattie Freitag	69	Daughter	Paynesville, Minn.
Caroline Kadelbach	70	Daughter	Paynesville, Minn.
Ella Gedosch	64	Daughter	Yokama, Wash.
Henry Freitag	67	Son	% S. A. Gordon, Box 247, Independence, Mo.

Seventh—That Hattie Schuman, whose Post Office address is Paynesville, 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 Hattie Schuman.

State of Minnesota, } ss. Hattie Schuman
County of Stearns } Petitioner.
Hattie Schuman

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

Subscribed and sworn to before me, this 1st day of September, 1943. Hattie Schuman Petitioner.

David R. Gray
Notary Public,
Stearns County, Minn.
My Commission expires Jan. 4, 1950

State of Minnesota,

County of Stearns
IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Indevicka Sullivan Decedent.

PETITION FOR ADMINISTRATION

Selection of Newspaper

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

Paynesville Press
(Please insert name of newspaper)
David R. Gray
(Sign your name here)

Filed this 6th day of

September, 1943
Frank Henry
Probate Clerk

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA
COUNTY OF STEARNS

PROBATE COURT
File No. 15,180

Re Estate of Fredericka Freitag,
Decedent.

IT IS ORDERED that the petition for general administration filed herein be heard on Friday, September 30th, 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, January 13th, 1950, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 6th day of September, 1949.

(Seal) EARL J. MEINZ,
Probate Judge.

David T. Shay, Esq.
Attorney (S8-22)

State of Minnesota ss.
County of Stearns

R.A. Lelasurier, being duly sworn, deposes and says that he now is and during all the times hereinafter mentioned has been the publisher or printer in charge of The Paynesville Press, a weekly newspaper, printed and published in the Village of Paynesville, in said Stearns County, State of Minnesota.

That he has knowledge of the facts and knows personally that the printed Petition for general administration

hereto attached taken from the columns of said newspaper, was inserted, printed and published in said newspaper on the following dates September 8, 15, 22

1949
During all of said time, said Paynesville Press was qualified as a medium of official and legal publications, and possessed the following qualifications:

It was printed in the place from which it purports to be issued, to-wit: the Village of Paynesville, in said county and state, was printed in the English language, in column and sheet form equivalent in space to at least four pages with five columns to the page, each seventeen and three-quarters inches long, was issued once each week from a known office of publication, established in such place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same, and contained general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, and was circulated in and near its place of publication to the extent of at least two hundred and forty copies delivered to paying subscribers, and that prior to date of the first publication of the above named legal advertisement, an affidavit had been filed with the county auditor showing that said newspaper has all the qualifications of a legal newspaper. The following shows the size and style of type used in legal advertising: abcdefghijklmnopqrstuvwxyz-8 pt.

Subscribed and Sworn to before me this 15th day of September, 1949

Notary Public, Stearns County, Minnesota.

WILLIAM E. STEARNS, Minn.
Notary Public, Stearns County, Minn.
My Commission Expires Nov. 15, 1950.

15,180

STATE OF MINNESOTA
County of Stearns

PROBATE COURT
In the Matter of the Estate of

Fredricka Vestag
Decedent - Ward

Adm & Claims

FILED THIS 23rd DAY
OF Sept A.D. 1947
Frank Perry
Clerk of Probate

State of Minnesota,

County of Stearns

ss.

File No. 25,180

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Affidavit of Mailing of Order for Hearing

Fredericka Freitag

Decedent.

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

State of Minnesota,

County of Stearns

ss.

Rosetta Mueller

ATTACH COPY OF ORDER HERE

STATE OF MINNESOTA
COUNTY OF STEARNS
PROBATE COURT
File No. 15,180

Re Estate of Fredericka Freitag,
Decedent.

IT IS ORDERED that the petition for general administration filed herein be heard on Friday, September 30th, 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, January 13th, 1950, at 9 o'clock A. M. by this court in the Court House in St. Cloud, Minn.

Dated this 6th day of September, 1949.

(Seal) EARL J. MEINZ,
Probate Judge.

David T. Shay, Esq.
Attorney

(S8-22)

ET OR POST OFFICE

CITY

STATE

Ettie Schuman

Paynesville

Minn.

Caroline Kadelbach

Paynesville

Minn.

Ella Gedosch

Yakima

Wash.

Henry Freitag

C/o S. A. Gorder
Box 247
Independence,

Missouri

Subscribed and Sworn to before me this 14th

day of September, 1949

Notary Public, Stearns County, Minn.

My commission expires January 6, 1950

being first duly sworn on oath deposes and says that on the 14th day of September, 1949, at St. Cloud, in said County and State she mailed two copies of the Order hereto attached in the above entitled matter, to

Commissioner of Taxation and one to
(Commissioner of Taxation)

(Secretary of State or Foreign Consul)

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

St. Cloud, Minnesota
and addressed to the following named persons:

Rosetta Mueller

File No. 15,160

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericks Freitag

Decedent.

AFFIDAVIT OF MAILING

General Adm.

Filed Sept. 28, 1949

Frank Herzog
Probate ~~Judge~~ Clerk.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag,
Decedent.

ORDER GRANTING ADMINISTRATION

The petition of Hattie Schaumann

praying that letters of administration upon said estate be granted to Hattie Schaumann

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

30th day of September, 1949. Said petitioner appeared in person

and by attorney David T. Shay, Esq.,

and no one appeared in opposition.

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

Second: That the said decedent died intestate on the 17th day of August, 1949.

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

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

THEREFORE, is is ordered that said petition be granted and Hattie Schaumann be, and hereby is appointed administratrix of the estate of said decedent, and that letters of administration issue to her upon her filing of the oath by law required and a bond in this court in the penal sum of Three Hundred and no/100- (\$300.00)-Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

Dated September 30th, 1949

(Court Seal)

Earl J. Ziemer
Judge of Probate.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag,
Decedent.

Order Granting Administration

Filed the 30th day of

September, 1949.

Recorded in Book 92 of Orders

page

207

Frank Herzog
Clerk of Probate.

State of Minnesota,

County of Stearns

}

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag,

Decedent.

Letters of Administration

Hattie Schaumann

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

NOW THEREFORE, the said Hattie Schaumann
is hereby appointed administrator of the estate of Fredericka Freitag
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 appraisement of all the real and personal estate of decedent which shall have come to his possession or knowledge.

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

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

Dated February 15th, 1950

By the Court,

SEAL

Earl J. Inman
Judge of Probate.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag,

Letters of Administration

Filed this 15th day of
February, 19 50, and
recorded in Book *J* of Letters
on page 590

Frank Herzog
Clerk of Probate.

State of Minnesota,
County of } ss.

IN PROBATE COURT

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

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

day of _____

A. D. 19 _____

this

Judge of Probate.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Friedricka Freitag

BOND

KNOW ALL MEN BY THESE PRESENTS, That we Hattie Schaumann
of Paynesville

in the County of Stearns State of Minnesota, as principal and Edwin
Schauman and Frank Schaumann

of said County and State as sureties, are held and firmly bound to Earl J. Moring
Judge of Probate of the County of Stearns Minnesota, in the sum
of Three Hundred and 00/100 DOLLARS,
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office; for which pay-
ment, 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 Hattie Schaumann
who has been appointed representative of the estate of the
above named Friedricka Freitag 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 2nd day of February 1950
Signed, Sealed and Delivered in Presence of

Angeline Skaf
David Shaw

Hattie Schaumann (SEAL)
Edwin Schauman (SEAL)
Frank Schaumann (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, } ss.
County of Stearns

BE IT KNOWN, That on this 2nd day of February A. D. 1950
personally appeared before me Hattie Schaumann, Edwin Schauman
and Frank Schaumann

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

David Shaw Notary Public.
Stearns County, Minn.

My Commission expires Jan. 6 1951

JUSTIFICATION

State of Minnesota, } ss. Edwin Schaubman
 County of Stearns and Frank Schaubmann
 being duly sworn, each, for himself, on oath says, that he is a resident and freeholder of and in the State of Minnesota, that he justifies upon the foregoing Bond as follows:
 the said Edwin Schaubman in the sum of Three - Hundred Dollars,
 the said Frank Schaubmann in the sum of Three - Hundred Dollars,
 the said _____ in the sum of _____ Dollars,
 the said _____ in the sum of _____ Dollars,
 and that each respectively is worth the sum in which he so justifies over and above his debts and other liabilities and exclusive of his property exempt from execution.

Subscribed and sworn to before me this Edwin Schaubman
2nd day of February Frank Schaubmann
 A. D. 1950.
David Gray
 Notary Public.
Stearns County, Minn.
 My Commission expires Jan. 6 1951.

APPROVAL

I do hereby approve the within bond this 15th day of February, D. 1950
E. J. Meyer
 Judge of Probate.

OATH

State of Minnesota, } ss. Hattie Schaubmann
 County of Stearns I, Hattie Schaubmann
 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 Fredricka Freitag Decedent
 to the best of my ability. So help me God.

Subscribed and sworn to before me this Hattie Schaubmann
2nd day of February 1950
David Gray
 Notary Public Stearns County, Minn.
 My Commission expires Jan. 6 1951.

15,180

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredricka Freitag
 Decedent.

BOND AND OATH OF
 REPRESENTATIVE

Filed this 15th day of
February, 1950
 and said Bond recorded in Book 47
 of Bonds, on Page 7 of Probate
 Records.

Grand Jury
 Clerk, Stearns County, Minn.

LM - 11-517 made in U. S. under the joint custody of. Nov. 47

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF }
Fredericka Freitag, }
Decedent.

Order Appointing Appraisers

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

It is ordered that J. H. Drakenberg and

Max Shay,

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

Dated this 2nd day of February, 1950.

(PROBATE COURT SEAL)

Earl J. [Signature]
Probate Judge.

15,180

No.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag,
Decedent.

Order Appointing Appraisers

Filed February 2nd , 19 50

Frank Vernon
Probate ~~Clerk~~ Clerk.

State of Minnesota,
County of Stearns

IN PROBATE COURT

File No. 15,180

IN THE MATTER OF THE ESTATE OF

INVENTORY AND APPRAISAL

Fredricka FreitagDate of Death Aug. 17, 1949

Decedent

OATH OF APPRAISERS

State of Minnesota,
County of Stearns
Max Shay

as.

I, J. H. Drakenberg, 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.

Subscribed and sworn to before me this
2nd day of February, 1950
Harold Espen
Notary Public, Stearns County, Minn.
My commission expires Jan 6, 1951
(SEAL)

J. H. Drakenberg
Max Shay

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<u>None</u>		
(b) All other real estate of decedent being in the County of <u>Stearns</u> , State of Minnesota, described as follows, to-wit: <u>an undivided one-third (1/3)</u> <u>of Lots Fifteen and Sixteen (15+16)</u> <u>Section Seven (7); Township</u> <u>122, Range 31</u>		\$ <u>100.00</u>

FORWARDED

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$
1000 pounds 21		\$ 100
2000 pounds 21		
3000 pounds 21		
4000 pounds 21		
5000 pounds 21		
6000 pounds 21		
7000 pounds 21		
8000 pounds 21		
9000 pounds 21		
10000 pounds 21		
<i>Total Net Value of Real Estate</i>		\$
CLASS II—Furniture and Household Goods:		\$
Done		
<i>Total Value of Furniture and Household Goods</i>		\$
CLASS III—Wearing Apparel and Ornaments:		\$
Done		
<i>Total Value of Wearing Apparel and Ornaments</i>		\$
CLASS IV—Corporation Stocks (Give Certificate No.)		\$
Done		
<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 Mortgage(s)."

Interest to Date
of Death

Principal

Appraised Value
of Principal
+ 6% Interest

clone

Total Value of Mortgages, Bonds, Notes, etc.

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

of one

Total Value of All Other Personal Property

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$...00,00

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,

Hattie Schumann

Representative...

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

25

being duly sworn, on oath say 9 that she is the representative of the estate above specified; that she has read the foregoing inventory subscribed by her 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 her possession or knowledge.

2nd day of February, A. D. 1950.

My commission expires Jan 6, 1951
(SEAL)

Hattie Schumann

Representative _____

State of Minnesota.

County of Stearns

the Probate Court of Stearns

Fredericke Freitag

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 2nd day of February, A. D. 1958

J. H. Drakenberg
Max Shay

Appraisers

File No. 15180

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fredericka Freitag

Decedent

Inventory and Appraisal

Total Personnel - 3 done

Total Real Estate - \$ **100.00**

Total Appraisal - \$ 100.00

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

*Deputy-Treasurer of
County, Minnesota*

Filed this 15th day of

February, D. 1950

Frank Alexander

Probate ~~Recorder~~ Clerk

Attorney

**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 **Friedericka Freitag**

Date of death **August 17, 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 **Paynesville, Minnesota**
Street City State
- (2) Place of death **Kansas City Kansas** Birthdate **Paynesville, Minnesota**
City State
- (3) Business or occupation **House - wife**
- (4) Married, single, separated, widowed or divorced at date of death **widowed**
- (5) 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 **Done**
- B. Name and address of other persons who had access to box **Done**
- (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**
- (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? **—**
 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

- 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.
- 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 must be filed with this return (Form 1, 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.
- 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

00812858

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.

stated in an affidavit giving verifiable details showing the source, nature, amount and proportion of the survivor's contribution to 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.

SCHEDULE II (A)—LIFE INSURANCE
Report all life or accident insurance proceeds payable on the death of the decedent to named beneficiaries. This schedule should not include contracts reportable in Schedule II (B).
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 7-11-37, did Decedent on 7-11-37 have right to:	
				1. Change Beneficiary?	2. Cash Surrender Value?
	Long				

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 \$12,500.)

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
	Done		

SCHEDULE III — TRANSFERS BY THE DECEDENT

- A. Transfers in contemplation of death:
Report transfers or gifts by decedent before his death which were 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
	Done			
Total Liens, Col. 2		Total, Col. 5		
		Transfers, less Liens		

SCHEDULE IV—MISCELLANEOUS

Report the transfer of any property belonging to the decedent which has not been included in a Minnesota probate proceeding and has not been otherwise reported in Schedules I to III of this return. (In the event of no probate, this schedule may include

automobiles, household goods, personal effects, U.S. Postal Savings, U.S. Savings Bonds and other tangible or intangible personal property, if any.)

Description of Property (Specify Liens, if any)	Transferor, Heir or Beneficiary Relationship to Decedent	Full and Fair Market Value on Date of Death	Net Value After Liens
Pone			
Yours			
Total			

I, Hattie Schumann,
the decedent / administrator of / transferee, custodian or
agent of the estate of the above named decedent do hereby
swear that I have carefully examined the foregoing return,
including the separate sheets attached, if any, and that, to the
best of my knowledge, information and belief, herein is listed

Subscribed and sworn to before me this 2nd
day of February, 1950

Notary Public
Notary Public, County of Stearns

My commission expires Jan. 6, 1951

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

(Signature) Hattie Schumann
(Address) Bayneville, Minn.

File No. 15,180

State of Minnesota,

County of Stearns

Re: Estate of

Fredricka Freitag
Decedent

INHERITANCE TAX RETURN
DEPARTMENT OF TAXATION

Filed Feb 15th, 1950

Frank Hergoy
Clerk of Probate Court

Attorney Wood & Shaw
Address St. Cloud, Minn.

State of Minnesota.

County of Stearns

2. 某地

IN PROBATE COURT.

In the Matter of the Estate of

Fredericka Freitag.

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 31st day of March, 1950, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by attorney, David T. Shay, Esq., and no one appeared in opposition 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 February, 1950, in the Paynesville Press, proof of publication of said notice for 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

[illegible]

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	-	-	-	-	-	-	\$
Maintenance of family of decedent	-	-	-	-	-	-	\$
Expenses of administration	-	-	-	-	-	-	\$ 74.40
Expenses of last sickness	-	-	-	-	-	-	{ \$
Funeral expenses	-	-	-	-	-	-	{ 312.86
Taxes	-	-	-	-	-	-	\$
Claims of creditors of decedent	-	-	-	-	-	-	\$
Legacies	-	-	-	-	-	-	\$
							\$
							\$
Residue on hand for distribution	-	-	-	-	-	-	\$
Total credits	-	-	-	-	-	-	\$ 387.26

No. _____
State of Minnesota,
County of Stearns
PROBATE COURT.
In the Matter of the Estate of
Fredericka Freitag, Decedent
Order Allowing Final Account.

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

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

Dated July 19th, 19 50

By the Court,

Earl J. Meier
Probate Judge.

Filed this 19th day of
July, 19 50, and
recorded in Book No. 121 of Orders,
on Page 593
Frank Thoma
Clerk-Judge of Probate.
No. 1104*

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 15,180

In the Matter of the Estate of

Fredericka Freitag,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 31st day of March, 19 50, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by attorney, David T. Shay, Esq., and no one appeared in opposition thereto.

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

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

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

and that said representative has filed 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 17th day of August, 19 49, 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 \$ - - - - - comprising the following items:

None.

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

None.

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

An undivided one-third (1/3) of Lots Fifteen (15)
and Sixteen (16), Section Seven (7), Township
One Hundred Twenty-two (122), Range Thirty-one (31).

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:

Hattie Schaumann, Caroline Kadelbach, Ella Gedosch and Henry Freitag, children of decedent.

Now, Therefore, On motion of David T. Shay, Esq.,
attorney for the

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

None for distribution.

And that the title to the above described real estate

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

An undivided one-fourth (1/4) to each of Hattie Schaumann, Caroline Kadelbach, Ella Gedosch and Henry Freitag, children of decedent, in fee simple.

To Have and to Hold the Same, together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining to the said above named person ⁸ 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 19th day of July, 19 50

E. J. Frey

Probate Judge.

PROBATE
COURT
SEAL

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.

15,180

File No.

State of Minnesota.

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Fredericka Freitag,

Deceased.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota.

County of

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

the day of

19 , at o'clock M.,

and was duly recorded in Book

of , page

Register of Deeds.

Deputy.

By

Transfer entered this

day of , 19

County Auditor.

Deputy.

By

Filed this 19th day of July,

19 50, and recorded in Book 106

of Decrees, page 149

Blank

Clerk of Probate Court.

No. 3881