



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

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**Affidavit of Publication**

**STATE OF MINNESOTA,**  
**County of Stearns** ss.

Citation for Hearing on Petition for  
Probate of Will.

State of Minnesota, County of Stearns  
In Probate Court.  
Estate of Julia Benoit, Deceased.  
In the Matter of the Estate of Julia  
Benoit, Decedent.

The State of Minnesota to all persons  
interested in the allowance and  
probate of the will of said decedent:

The petition of George F. Benoit, be-  
ing duly filed in this court, represent-  
ing that Julia Benoit, then a resident  
of the County of Stearns, State of Min-  
nesota, died on the 18th day of April,  
1928, leaving a last will and testam-  
ent which is presented to this court  
with said petition, and praying that  
said instrument be allowed as the last  
will and testament of said decedent,  
and that letters testamentary be is-  
sued thereon to John N. Benoit.

Therefore, You and Each of You, are  
hereby cited and required to show  
cause, if any you have before this  
court, at the Probate Court Room in  
the Court House in the City of St.  
Cloud, in the County of Stearns, State  
of Minnesota, on the 21st day of May,  
1928, at nine o'clock A. M., why the  
prayer of said petition should not be  
granted.

Witness the Honorable J. R. Himsel,  
Judge of said court, and the seal of  
said court, this 24th day of April, 1928.  
(Court Seal) J. R. HIMSSEL, Judge.

Donohue & Quigley,  
Attys. for Petitioner. apr 29 6 13

Chas. Petters being duly sworn, deposes  
and says that he now is and during all the times aforesaid mentioned has been the  
publisher or printer in charge of Der Nordstern, a weekly newspaper printed and pub-  
lished in the City of St. Cloud in said Stearns County, State of Minnesota, on Thursday of  
each week.

That he has knowledge of the facts and knows personally that the printed notice  
Citation for Hearing on Petition

hereto attached cut from the  
columns of said newspaper, was inserted, printed and published in said newspaper once in  
each week for three weeks, and that all of said publications were made in the  
English language.

That said notice was first inserted, printed and published on Thursday, the 29th  
day of April 1928, and was printed and published in said news-  
paper on each and every Thursday thereafter until and including Thursday, the 13th  
day of May 1928.

That during all the times aforesaid, said newspaper was qualified as a medium  
of official and legal publications as required by section 3 and 4 of chapter 484, Session  
Laws of Minnesota, 1924, and that it has complied with all the requirements that con-  
stitute a legal newspaper as defined in said sections 4 and 5, to-wit: that for more than  
one year last past from the date of the first publication of said notice

said newspaper has been

(1) Printed from the place from which it purports to be issued principally in the  
German language, except as to any legal publication, and in column and sheet form equi-  
valent in space to at least four pages, with five columns to the page, each seventeen and  
three quarters inches long.

(2) Issued once each week from a known office, established in such place for  
publication and equipped with skilled workmen and the necessary material for prepar-  
ing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not  
wholly duplicating any other publication, and not entirely made up of patents, plate mate-  
rial and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two  
hundred and forty copies regularly delivered to paying subscribers, and that prior to the  
date of the first publication of said notice

the publisher or printer in charge of said newspaper having knowledge of the facts,  
gled in the office of the county auditor of said County of Stearns, State of Minnesota  
an affidavit showing the name and location of said newspaper and the existence of con-  
ditions constituting its qualifications as a legal newspaper as required and set forth in  
section 4 of chapter 484, Session Laws Minn. 1924.

That the following is a printed copy of the lower case alphabet from A to Z both  
inclusive, of the size and kind of type used in the composition, printing and publica-  
tion of said legal advertisement hereto attached, viz:

Further affirms said not. says that this affidavit is made pursuant to section 4 of  
chapter 484, Session Laws of Minnesota 1924, and is intended to accompany the said not. for  
publication in said newspaper of the above legal advertisement.

Chas. Petters  
13th day of May 1928  
Geo. L. Rosenberger  
Geo. L. Rosenberger  
13th day of May 1928  
13th day of May 1928



762

State of Minnesota

Stevens County

In Probate Court

In the Matter of the Estate of

*Julia Benoit*

deceased

Affidavit of Publication of Order  
For Hearing on

*Proof of Will*

Filed *May 18th* 1926

*Jacobs & Olson*

*Attorneys*

State of Minnesota,

IN PROBATE COURT.

County of Stearns

Special Term, Sept. 8th, 1926. TERM 101

George F. Benoit

is hereby appointed

Non

Administrator De Bonis of the estate of Julia Benoit, deceased

Witness: The Honorable J. B. Himsel

Judge of the Probate Court of the County of

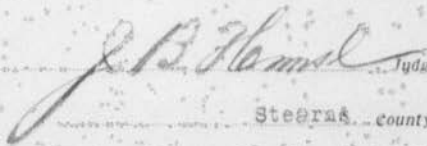
Stearns

and the seal

at the Court aforesaid, the 8th

day of September A. D. 1926.

By the Court:

  
Judge of Probate  
Stearns County, Minnesota.

7625  
In Probate Court

Stearns County,  
MINNESOTA

Letters of Administration  
De Bonis Non  
TO

George F. Benoit

Of the Estate of

Julia Benoit  
Deceased.

I hereby certify that the within Letters  
were issued on the 1<sup>st</sup>  
day of Sept A. D. 1926  
and recorded in Book 10  
of Letters, at page 230

Joseph A. Lohr  
Judge of Probate.

By \_\_\_\_\_

21001000

State of Minnesota

IN PROBATE COURT.

County of Stearns

In the Matter of the Estate of

Julia Benoit

Decedent.

Order Appointing Appraisers

To Henry Schmid and J. A. Hemberger

Greeting:

Whereas

Geo F. Benoit

as Representative of the Estate of the above named decedent, has applied to this Court for the appointment of appraisers to appraise the said estate, and this Court is desirous that the said estate be appraised as provided by law:

Now, Therefore, trusting in your integrity and disinterestedness, this Court by these presents, does appoint you

Henry Schmid and J. A. Hemberger

appraisers of all the property and estate of the said Julia Benoit decedent as described in the inventory thereof to be furnished you by the said Representative of said estate; and you are hereby required to first take and subscribe the oath prescribed by law, and thereupon to faithfully and honestly, and according to your best ability, appraise the said property at its full value in cash, and to set down in figures opposite each item in said inventory the value thereof in money, and to foot up by itself the amount of each class as shown by said inventory, and to certify to said appraisal as required by law and to return the said inventory, with your appraisal duly certified thereon, to the said Representative of said estate, with all convenient speed.

Done this 18th day of February A.D. 1927.

By the Court,

(Court Seal)

*J. B. Hirsch*  
Judge of Probate.

State of Minnesota.

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

*Decedent*

Order for Appointment of Appraisers in Estates

Filed this \_\_\_\_\_  
day of \_\_\_\_\_ A. D. 19\_\_\_\_  
and recorded in Book \_\_\_\_\_ of Orders

Clerk-Judge of Probate.

M. D. No. 35298

2001 0014



State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit

Decedent.

## INVENTORY AND APPRAISEMENT

## OATH OF APPRAISERS

State of Minnesota,

County of Stearns

Henry Schmidt

and

J. H. Henger

do solemnly swear, each for himself, that I will faithfully and justly perform all the duties of the office and trust which I now assume as appraiser of the estate of Julia Benoit decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

18th day of February 1927

James J. Quigley

Notary Public, County, Minn.

My commission expires 19

JAMES J. QUIGLEY,

Notary Public, Stearns County, Minn.,

My Commission Expires March 3rd, 1928.

## INVENTORY AND APPRAISEMENT

The undersigned representative of the estate of the above named decedent, represent s 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 possession and of which he has knowledge after diligent search and inquiry concerning the same, classified as follows:

## CLASS I

## REAL ESTATE

Value

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

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

The East one-half of lot numbered one (1) in block numbered eleven (11) in the city of St. Cloud according to the plat and survey thereof made by John L. Wilson on file and of record in the register of deeds office in and for said County

\$ 2503.00

(b) All other real estate of decedent being in the county of Stearns

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

The Southeast quarter of the southwest quarter (SE $\frac{1}{4}$  of SW $\frac{1}{4}$ ) of Section no. twenty-seven (27) and the north east quarter of the northwest quarter (NE $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section No. thirty-four (34) all in township No. one hundred twenty-three (123) north of range No. twenty-eight (28) Stearns county, Minnesota

\$ 400.00

Total value of real estate

\$

## CLASS II

Furniture and household goods described as follows, to-wit:

Household Furniture

\$ 150.00

Total value of furniture and household goods

\$ 150.00

## CLASS III

Wearing apparel and ornaments, described as follows, to-wit:

Very nominal

\$

Total value of wearing apparel and ornaments

\$

## CLASS IV

Stock in banks and other corporations

\$

Total value of stock

\$

00010016

# CLASS V

Mortgages, bonds, notes and other evidences of debt:

(Here list any written obligations of any kind due and owing decedent. Give maker's name, date, amount, rate of interest and interest accrued to date of death.)

Promissory note of J. N. Senale and Josephine M. Senale  
his wife, due January 30, 1938, with interest at four  
from January 30, 1932. \$3080.00

Total value of mortgages, bonds, notes, etc. \$ 3080.00

# CLASS VI

All other personal property: (Here list cash, bank accounts, annuities, farm crops, machinery, etc.)

Cash in bank \$ 750.00  
Liberty bonds \$ 400.00

Total value of all other personal property \$ 1150.00

# SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is \$ 6100.00  
The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 3380.00  
The total value of the entire estate of decedent, as valued by the appraisers herein, is \$ 9480.00

Respectfully submitted,

*John F. Senale*

Representative

NOTE—If estate is subject to inheritance tax make this so indicate. Notify Attorney General of meeting of appraisers.  
Form approved Oct. 24, 1917, by London A. Smith, Attorney General.



## VERIFICATION

State of Minnesota,

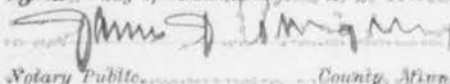
County of Stearns

Geo. P. Bennett

being duly sworn, on oath say, that Geo. P. Bennett the representative of the estate above specified, that he has read the foregoing inventory subscribed by him and knows the contents thereof and that the same is true of his own knowledge, save as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

Subscribed and sworn to before me this

18th day of February, A. D. 1927



Notary Public, County of Stearns

My commission expires 19

JAMES J. QUIGLEY,

Notary Public, Stearns County, Minn.

My Commission Expires March 3rd, 1928.

## CERTIFICATE OF APPRAISERS

State of Minnesota,

County of Stearns

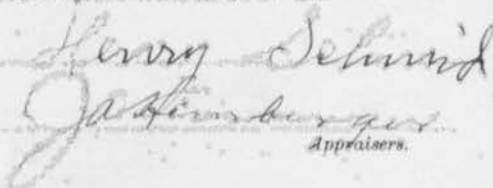
We, the undersigned appraisers, duly appointed by

the Probate Court of Stearns County, Minnesota, to appraise the estate of

Decedent, having first duly taken and subscribed

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

Dated this 18th day of February, A. D. 1927



Appraisers.

File No. 762  
State of Minnesota,

County of Stearns  
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

JAMES J. QUIGLEY,

Decedent.

Inventory and Appraisement

Total Personal \$ 61

Total Real Estate \$ 230.00

Total Appraisement \$ 291.00

Filed this 21st day of

February, A. D. 1927.

James J. Quigley  
Clerk—Judge of Probate Court.

State of Minnesota,  
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Viola Bengard

MINORS

PETITION FOR APPROVING SETTLEMENT AND DISCHARGING GUARDIAN

Your petitioner, Viola Bengard, states and represents to the court

1. That your petitioner is a resident of Chicago, Cook Illinois  
Stearns County, Minnesota, and  
an adult, having arrived at full legal age of 18 years on the 27th day of July, A. D. 19 32

2. That your petitioner is the same, and identical, Viola Bengard for whom, the Probate Court of said County and State in the above entitled matter, has heretofore appointed as guardian of her person and estate; that the said appointed guardian has thereafter duly qualified and acted as such guardian, and that said guardian, nor the sureties on her bond, have ever been officially discharged.

3. That your petitioner has at no time assigned nor transferred any of the property belonging to said guardianship, nor any interest therein, and has not contracted, during her minority, a debt for necessities, nor has no information, knowledge or belief, that said guardian has ever contracted a legal unpaid guardianship bond, nor alleges, upon information and belief, that no one is legally interested in said guardianship, except the said guardian and her sureties on her bond, and aforesaid minors.

4. That your petitioner, after arriving at majority has had with said guardian a fair, full and complete accounting and settlement, agreed and satisfaction, of her said guardianship property, that said settlement disclosed a balance of \$ 100.00 due your petitioner, the receipt of which sum your petitioner hereby acknowledges.

Wherefore your petitioner prays the order of the court approving and affirming the aforesaid accord and satisfaction of guardianship property heretofore had with said guardian, and discharging said guardian and her bondsmen from any and all further liability on account of said guardianship, without further notice to your petitioner and without prejudice to other interested parties.

Dated July 27, 1932

Mrs Oscar Richardson  
formerly Viola Bengard Petitioner

State of Minnesota,  
COUNTY OF STEARNS

Viola Bengard

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

Subscribed and sworn to before me this

27th day of July, 1932  
John F. Fisher, Notary Public, Stearns County, Minn.  
My Commission expires July 1st, 1933

Mrs Oscar Richardson  
formerly Viola Bengard

State of Minnesota,  
COUNTY OF STEARNS

Joseph F. Benoit

being first duly sworn, on oath deposes and says, that he has heretofore been appointed, by the probate court of said County and State, as guardian of the person and estate of the foregoing petitioner; that he is therefore duly qualified and acted as such guardian; that he, as such guardian, has not incurred any debt nor expense, nor any legal obligation nor responsibility; that he has had, with the foregoing petitioner, after he arrived at majority, a full and complete accounting, correct and satisfactory, in regard to all of said petitioner's guardianship property; that the accounting disclosed a balance of \$100.00 due the petitioner, which was paid over to him; that he had received notice of, and hereby accounts to, approves of and joins in, the foregoing petition.

Subscribed and sworn to before me this  
18th day of August, 1932.  
*Joseph F. Benoit*  
Notary Public, Stearns County, Minn.  
My Commission expires \_\_\_\_\_

*Joseph F. Benoit*  
As guardian of Petitioner,  
and Administrator of the Estate of Julia  
A. Benoit, deceased.

CLERK OF THE PROBATE COURT  
STEARNS COUNTY, MINNESOTA.

File No. 7625

State of Minnesota  
COUNTY OF STEARNS

IN PROBATE COURT

In the Matter of the Guardianship of

*Viola Hogard*

Minors.

PETITION FOR DISCHARGE AND  
RECEIPT OF PROPERTY

Filed this 16th day of

September, 1932.

*Joseph F. Benoit*  
Clerk of Probate, Stearns County, Minn.

State of Minnesota,  
County of Stearns

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

PETITION FOR APPOINTMENT OF ADMINISTRATOR  
DE BONIS NON.

Julia Benoit

Decedent.

The undersigned petitioner represents and states to the Court:

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

Second—That on the 10th day of May, 1924, letters testamentary were duly issued by the above named court, in the matter of said estate, to John N. Benoit who has since died

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

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

(A) Personal property of the estimated value of \$

(B) Real property of the estimated value of \$

Fourth—That George F. Benoit, whose postoffice address is Fair Haven, County of Stearns, State of Minnesota, is a suitable and competent person, administrator de bonis non with the will annexed of the said decedent, and is entitled to be so appointed.

Wherefore Your Petitioner Prays, That said George F. Benoit be appointed by the court administrator de bonis non with the will annexed to complete the administration of the estate of said decedent.

Joseph F. Benoit

State of Minnesota,  
County of Stearns

Joseph F. Benoit

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

Joseph F. Benoit

Subscribed and sworn to before me this

10th day of Sept. 1925

Notary Public

County, Minnesota

My Commission Expires 19



No. 7625

In Probate Court,

County of Stearns

IN THE MATTER OF THE ESTATE OF

Julia Bennett

Decedent.

Petition for Appointment of Administrator of Estate not Already Administered.

Filed this 4<sup>th</sup> day of

Sept A. D. 1906

Joseph T. Lahr  
Clerk ~~Judge~~ of Probate.

2200 11000

State of Minnesota,  
County of Stearns.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Julia Benoit

ORDER APPOINTING ADMINIS-  
TRATOR DE BONIS NON.

Decedent.

The above entitled matter came before the court for consideration, upon the petition of  
Joseph F. Benoit  
praying for the appointment of an administrator de bonis non of the estate of said decedent; and the court having considered the same, finds as follows:

First—That said petitioner has an interest in said estate in this, to-wit  
that he is a son of de cedent and legatee under her last will  
will and testament.

Second—That on the 29th day of May 19 26 letters  
Testamentary  
to John N. Benoit  
who has since died

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

Fourth—That George F. Benoit  
is a suitable and  
competent person to be appointed administrat or de bonis non with the will annexed  
of said estate, and that George F. Benoit  
is entitled to be appointed.

It is Therefore Ordered, That George F. Benoit  
be, and he hereby is,  
appointed administrat or de bonis non with the will annexed  
of the estate not already administered upon of said decedent; and that  
before letters be to him issued, he take, subscribe and file his  
oath in this court according to law, and also file in this court his bond in the sum of  
Twenty Five Hundred Dollars,  
with sufficient sureties and to be approved by the judge of this court according to law.

Dated September 4th 19 26

  
Probate Judge.

No. 7625.

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Julia Benoit

Decedent.

ORDER APPOINTING ADMINISTRATOR  
OF ESTATE DE BONIS NON.

Filed this 14th day of Sept.  
1916 and recorded in Book 48 of  
Orders, on page 578

Jacob A. Zah  
Clerk ~~Judge~~ of Probate.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of Julia Benoit Deceased.

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

IT IS ORDERED, That the said John N. Benoit give bonds to the Judge of this Court in the sum of - - - - - Twenty-five hundred (\$2500.00) - - - - - 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 be to him issued.

Dated at St. Cloud Minnesota, the 21st day of May  
A. D. 1928.

By the Court,

Donohue & Quigley  
Attorney for Petitioner.

J. B. Hind  
Judge of Probate.



No. 7625

## IN PROBATE COURT

County of *Seaside*

In the Matter of the Estate of

*Julia Benoit*  
Deceased.

## ORDER FOR EXECUTOR'S BOND

Filed this *21st* day of  
*May* A. D. 19*26*, and  
recorded in Book \_\_\_\_\_ of Orders, on  
page \_\_\_\_\_

*Jacob A. Lahr*  
Clerk—~~Judge~~ of Probate.

## State of Minnesota,

County of *Shearns*

## IN PROBATE COURT.

In the Matter of the Estate of

*Julia Benoit*

Decedent.

## ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the *18<sup>th</sup>* day of *July*, 19*27*, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney *James J. Ringley Esq.*

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the *18<sup>th</sup>* day of *May*, 19*27*, in the *Des Moines Register*

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	- - - - -	\$ <i>3380.00</i>
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	- - - - -	\$ <i>3380.00</i>

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ <i>100.60</i>
Expenses of last sickness	- - - - -	\$
Funeral expenses	- - - - -	\$
Taxes	- - - - -	\$ <i>105.82</i>
Claims of creditors of decedent	- - - - -	\$
Legacies	- - - - -	\$ <i>200.00</i>
	- - - - -	\$
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ <i>2973.58</i>
Total credits	- - - - -	\$ <i>3380.00</i>

No. 7675.

State of Minnesota,

County of *Stearns*

PROBATE COURT.

In the Matter of the Estate of

*Julia Penoit*  
Decedent.

Order Allowing Final Account

Filed this *18th* day of  
*July*, 19*27*, and  
Recorded in Book No. *59* of Orders,  
on Page *124*

*Jacob A. Lohr*  
Clerk-Judge of Probate.

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

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

Dated *July 18th*, 19*27*

By the Court,

*J. A. Lohr*  
Probate Judge.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF  
Julia Benoit,  
Decedent.

## BOND

Know all Men by these Presents, That we, John N. Benoit  
of Clearwater  
in the County of Stearns State of Minnesota, as principal, and  
F. S. Henkemeyer and J. F. Benoit  
of said County and State,  
as sureties, are held and firmly bound to Hon. J. B. Himsel  
Judge of Probate of the County of Stearns Minnesota, in the sum of  
Twenty-five hundred (\$2500.00) DOLLARS,  
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office; for  
which payment, well and truly to be made, we bind ourselves, our, and each of our heirs, executors and  
administrators, jointly and severally, firmly by these presents.

The condition of this obligation is such that if the above bounden John N. Benoit  
who has been appointed representative of the  
estate of the above named Julia Benoit 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 27th day of May

Signed, Sealed and Delivered in Presence of

*Julia Benoit*  
*J. F. Benoit*

*John N. Benoit*  
*F. S. Henkemeyer* (SEAL)  
*J. F. Benoit* (SEAL)  
(SEAL)  
(SEAL)

## ACKNOWLEDGMENT

State of Minnesota, }  
County of Stearns } ss.

Be it Known, That on this 27th day of May A. D. 19 26  
personally appeared before me John N. Benoit, F. S. Henkemeyer and J. F. Benoit

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

*James J. Ousley*  
Notary Public.

My commission expires

19

Notary Public, Stearns County, Minn.  
My Commission Expires County, Minn.

## JUSTIFICATION

State of Minnesota,

County of Stearns

ss.

F. S. Henkemeyer

and J. F. Benoit

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 F. S. Henkemeyer in the sum of Twenty-five hundred Dollars

the said J. F. Benoit in the sum of Twenty-five hundred Dollars

the said in the sum of Dollars

the said in the sum of Dollars

the said in the sum of Dollars

and that each respectively is worth double 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

27 day of May, A. D. 1926

*James J. Quigley*  
Notary Public

JAMES J. QUIGLEY,

County, Minn.

Notary Public, Stearns County, Minn.  
My Commission Expires March 2nd, 1929.

My commission expires 19

## APPROVAL

I approve the within Bond, this 27th day of May, A. D. 1926

(Court Seal)

*J. B. Benoit*  
Judge of Probate.

## OATH

State of Minnesota,

County of Stearns

ss.

I, John N. Benoit

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

Subscribed and sworn to before me this 27th day of May, A. D. 1926

My commission expires 19

7625  
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit

Decedent—Wax

BOND AND OATH OF  
REPRESENTATIVE

Filed this 27th day of May 1926

and said Bond recorded in Book

of Bonds, page 136 of Probate

Records.

*James J. Quigley*  
Clerk—Judge of Probate.



State of Minnesota, } ss.  
County of Stearns }

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF  
Julia Benoit,  
Decedent }

## BOND

Know all Men by these Presents, That we

George F. Benoit  
of ~~the city of St. Cloud~~ the town of St. Augusta  
in the County of Stearns, State of Minnesota, as principal, and  
Daniel G. Harris and J. F. Benoit

of said County and State,

as sureties, are held and firmly bound to Hon. J. B. Himsel  
Judge of Probate of the County of Stearns, Minnesota, in the sum of  
Twenty-five Hundred (\$2500.00) ——— DOLLARS,  
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office; for  
which payment, well and truly to be made, we bind ourselves, our, and each of our heirs, executors and  
administrators, jointly and severally, firmly by these presents.

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

George F. Benoit, who has been appointed representative of the  
estate of the above named Julia Benoit 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 vir-

Witness, our hands and seals this 8th day of September 3

Signed, Sealed and Delivered in Presence of

Julia Benoit  
J. F. Benoit

George F. Benoit (SEAL)  
Daniel G. Harris (SEAL)  
J. F. Benoit (SEAL)  
(SEAL)  
(SEAL)

## ACKNOWLEDGMENT

State of Minnesota, } ss.  
County of Stearns }

Be it Known, That on this 8th day of September A. D. 1926  
personally appeared before me George F. Benoit, Daniel G. Harris and  
J. F. Benoit

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

James J. Cimin  
Notary Public.

My commission expires 19 County, Minn.

### JUSTIFICATION

State of Minnesota

County of Stearns

Daniel G. Harris and J. F. Benoit

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 Daniel G. Harris in the sum of Twenty-five Hundred Dollars

the said J. F. Benoit in the sum of Twenty-five Hundred Dollars

the said.....in the sum of.....Dollars

the said \_\_\_\_\_ in the sum of \_\_\_\_\_ Dollars

the said \_\_\_\_\_ in the sum of \_\_\_\_\_ Dollars

and that each respectively is worth double 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*

8th day of Sept. A. D. 1926

Notary Public

Notary Public  
County, Minn.

My control/sion expires.....19.....

### APPROVAL

I hereby approve the within Bond, this 8<sup>th</sup> day of Sept, A. D. 1876

(Court Seal)

*Judge of Probate.*

## OATY

State of Minnesota,

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

George F. Benson

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 Julia Bassett

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

Subscribed and sworn to before me this 8th day of Sept. A. D. 19 28

Notary Public.

My commission expires 19.....

State of Minnesota.

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit,

Decedent—HARRIS.

## BOND AND OATH OF REPRESENTATIVE

Filed this 3<sup>rd</sup> day of June

Det. 1026

and said Bond recorded in Book 67

of Bonds, value 189 of Probate

Records.

*Clerk—Judge of Probate,*

*Clerk—Judge of Probate,*

State of Minnesota,  
County of Stearns

ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit  
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 St. Augusta Twp (1) in the County  
of Stearns State of Minnesota, and is an adult and is interested in the estate  
of decedent in this, to-wit: son and devise under will (2)  
of decedent

SECOND—That said decedent died on the 15th day of April 1926  
aged 70 years, and at the time of his death was a resident of St. Cloud in the  
County of Stearns and State of Minnesota and left estate  
in the County of Stearns, State of Minnesota.

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

FOURTH—That the estate of decedent at the time of his death consisted of (3)  
personal property of the estimated value of \$ 2000.00 divided as follows:

- |  |  |
|--|--|
| 1. Household goods, - \$ <u>500.00</u> | 2. Wearing apparel, - \$ <u>nom</u>    |
| 3. Stock, - - - - \$ <u>1000.00</u>    | 4. Notes, bonds, etc., - \$ <u>500</u> |
| 5. Miscellaneous, - \$ <u>1000.00</u>  |  |

That said estate also included (4)  
real estate of the estimated worth and probable value of \$ 6500.00 situated  
in said County of Stearns

State of Minnesota, to-wit:

- |  |  |
|--|--|
| 1. City Property                         | Lots without buildings, - \$             |
|  | Lots with buildings, - \$                |
| 2. Rural Property                        | Acres unimproved lands, - \$ <u>2000</u> |
|  | Acres improved lands, - \$ <u>2000</u>   |
| 3. Homestead <u>in city of St. Cloud</u> | \$ <u>2500</u>                           |

NOTE 1st—City, Village, Borough or Township.

" 2nd—Executor, Heir or Devisee.

" 3rd—If no property, insert word "No" and strike out unnecessary words.

" 4th—If no real estate, insert "No" and strike out remainder.



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

NAMES	Ages, Years	PLACES OF RESIDENCE	RELATIONSHIP
John H. Benoit	43	Clearwater Minn.	Son
George F. Benoit	42	South Haven Minn.	"
Joseph F. Benoit	32	St. Cloud Minn.	"

SIXTH—That John H. Benoit whose Post Office address is Clearwater Minn. named in said Will as executor thereof; and is a suitable and competent person to be executor of said Will.

Wherefore your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said John H. Benoit

be appointed executor thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said

John H. Benoit  
April 19<sup>th</sup> 1926.

Geo H Benoit  
Petitioner.

State of Minnesota, } ss. George F. Benoit  
County of Stearns 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.

Subscribed and sworn to before me this 19<sup>th</sup>  
day of April 1926  
James J. C. Mearns  
Notary Public.

County, Minnesota.  
My Commission expires \_\_\_\_\_

7625  
State of Minnesota,  
County of Stearns  
IN PROBATE COURT  
Petition for Probate of Will  
In the Matter of the Estate of  
Julia Benoit  
Decedent.

Filed this 24<sup>th</sup> day of  
April 1926  
Agost A. Loh  
Clerk of Probate Court.  
Sonckner + Quigley  
Ward attorneys

State of Minnesota,

County of Stearns

IN PROBATE COURT.

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

Julia Benoit

Proof of Will

Decedent.

State of Minnesota,

County of StearnsMrs. Carl Schuly

being

duly sworn on behalf of the proponent of the Will, doth depose and say: that she is one of thesubscribing witnesses to the instrument now shown her bearing date the 9thday of January A. D. 1926 and purporting to be the Last Will and Testament ofJulia Benoit of the County  
of Stearns and State of Minnesota now here presented  
for probate; that she knewand was well acquainted with the said Decedent, in her lifetime and at the time of her death,that on the day and date of said instrument, to-wit, the 9th day of MayA. D. 1926 the said instrument was signed, sealed, executed and then and there acknowledged, witnessedand declared by the said decedent, to be her Last Will and Testament, in the presence ofand of J. B. Pattison  
the other subscribing witness thereto, and that deponent and the saidJ. B. Pattison  
the other subscribing witness... did then and there, in the presence of the said decedent, and at her  
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  
restraint to the best of deponents knowledge, and as she verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

21st day of May A. D. 1926J. B. Thimel  
Judge of Probate.Mrs. Carl Schuly

No. 7675

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND  
TESTAMENT OF

Julia Benoit  
Decedent.

TESTIMONY OF

Mrs. Carl Thulz  
Subscribing Witness to Will.

Taken, sworn, subscribed and filed  
this 21<sup>st</sup> day of  
May 1926

Jacob A. Lahr  
Clerk—Judge of Probate.

In the Name of God, Amen.

I, Julia Benoit a resident of the  
City of St Cloud in the County of Stearns and  
State of Minnesota being of sound mind and  
memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to  
be my last Will and Testament.

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

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath unto  
Viola Bongard the sum of one  
hundred dollars, and unto  
Harold Bongard the sum of  
one hundred dollars to be paid  
to them when they attain their majority.  
Third. I give, devise and bequeath  
all the rest, residue and remainder  
of my estate, real, personal and  
mixed, of which I die seig<sup>neur</sup>  
and possessed, or to which  
I may be in any way entitled  
at the time of my death, of every  
nature and kind and where-  
soever situate, unto my sons,  
John N. Benoit, George F. Benoit  
and Joseph F. Benoit, Their  
heirs and assigns, forever,  
in equal parts, share and  
share alike.

Fourth. I hereby authorize and  
empower my executor hereinafter  
named, to sell, lease, incumber



and otherwise dispose of all real estate of which I die seized and possessed upon such terms and conditions as he may deem for the best interest of my estate, and to execute and deliver all necessary and needful deeds, conveyances and other instruments.

constitute and appoint my son, John N. Benoit

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

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

9<sup>th</sup>

day of January in the year of our Lord one thousand nine hundred and twent  
six (1926) Julia Benoit (SEAL)

This Instrument, Was, on the day of the date thereof, signed, published and declared by the said testatrix

Julia Benoit

to be her last Will and Testament in our presence

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

Mrs Carl Lohrly

residing at St Cloud Mine.

A. Patterson

residing at St Cloud, Minn.

LAST WILL AND TESTAMENT

OF

Julia Benoit

January 9<sup>th</sup> 1926

State of Minnesota,  
County of Stearns

IN PROBATE COURT  
CERTIFICATE OF PROBATE

In the Matter of the Estate of Julia Benoit 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 Julia Benoit Decedent, late of said County of Stearns bearing date the 9th day of January 19 26, 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 Julia Benoit deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

**In Testimony Whereof,** The Judge of the Probate Court of

said County has hereunto set his hand and affixed the seal

of said Court at St. Cloud in said County,

this 31st day of May 1926.

*J. B. Harris*  
Judge of Probate.

COURT  
SEAL

00010039

State of Minnesota, }  
 County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit  
 Decedent.

Certificate of Probate of Will

Filed this 21<sup>st</sup> day of

May 1924, and recorded,

together with the will attached in Book

2 of Records of Wills, Page 320.

Jacob A. Lahr  
 Clerk Judge of Probate.

State of Minnesota,  
County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit

Decedent.

## Order Admitting Will to Probate.

The above entitled matter came on to be heard, on the 31st day of

May 19 26 upon the petition of George F. Benoit

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 24th day of April 19 26, has been duly served and published as directed therein and required by law.

SECOND-That said decedent died on the 18th day of April 19 26, and at the time of his death was a resident of St. Cloud in the County of Stearns State of Minn. 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: Mrs. Carl Schulz 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 May 31st 19 26.

J. B. Henrich  
Judge of Probate.



State of Minnesota, }  
County of Stearns  
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Julia Benoit

Decedent.

Order Admitting Will to Probate

Filed this 21st day of  
May 1926, and recorded  
in Book "43" of Orders, Page 252

Jacob A. Lahr

clerk Judge of Probate.

State of Minnesota,

IN PROBATE COURT.

County of Stearns

IN THE MATTER OF THE ESTATE OF

LETTERS TESTAMENTARY

Julia Benoit

Decedent.

To

John W. Benoit

GREETING:

Whereas, You have been appointed execut<sup>OR</sup> 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 three months from the date hereof, to make and file in this court a true, verified, inventory of all the estate of said decedent, and cause the same to be appraised according to law.

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

THIRD—To cause to be paid, according to the provisions of said will as far as possible, and where not possible, then according to law, out of the personal estate of decedent if the same be sufficient therefor, and if not sufficient, then out of the real estate of decedent to be sold under the license of this court, the following charges, demands, and debts, in the order following, to-wit: the expenses of said estate; the expenses of the funeral of said decedent; the expenses of the last sickness; all the debts of decedent having preference under the laws of the United States; all taxes and 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

29th

day of

May

19 23.

  
 Probate Judge.

  
 Court Seal

State of Minnesota,

County of *Hennepin*

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

*Julia Benoit*

LETTERS TESTAMENTARY  
(LONG FORM)

Filed this *29th* day of  
*May*, 19*26*, and Recorded  
in Book "*E*" of Letters, Page *635*

*Jacob A. Lohr*  
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.

# FINAL DECREE

State of Minnesota,

County of Stearns

IN PROBATE COURT

Special TERM July 18th, 1927.  
Adjourned from June 10th, 1927.

In the Matter of the Estate of Julia Benoit Deceased.

It appearing to the Court now here, on satisfactory proofs and the evidence, that the necessary expenses of funeral, of last sickness of said deceased, and of administration of said estate, have been fully paid, and that all the debts existing against said deceased, or allowed by the Court, pursuant to law, have been fully paid and satisfied, and that said estate has been fully administered, as by the Final Account of Joseph F. Benoit, Administrator

of said estate, duly audited and allowed by this Court, pursuant to due notice given and served, will appear, reference being had thereto.

AND IT FURTHER APPEARING, That due notice of the application for this Final Decree in said matter, assigning the estate to the persons thereto entitled by law, has likewise been duly given and served pursuant to the law in such case made and provided.

AND IT FURTHER APPEARING, That the said deceased died on the 15th day of April 1926, testate, and the residue of said estate consists of the following described real estate, to-wit: Those tracts or parcels of land situated and being in the County of Stearns and State of Minnesota, described as follows:



The East Half ( $E\frac{1}{2}$ ) of Lot number one (1) in Block number eleven (11), in the Town (now City) of St. Cloud, according to the plat and survey thereof made by John L. Wilson on file and of record in the office of the Register of Deeds, in and for said Stearns County, Minnesota. Said described property constituted and was the Homestead of said deceased, at the time of her death.

Also those other tracts or parcels of land situate and being in the County of Stearns, State of Minnesota, and described as follows, to-wit: The Southeast quarter of the Southwest quarter ( $SE\frac{1}{4} SW\frac{1}{4}$ ) of Section twenty-seven (27), and the Northeast quarter of the Northwest quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ) of Section thirty-four (34), all in Township one hundred twenty-three (123) North of Range twenty-eight (28) West.

Also personal property amounting to two thousand nine hundred seventy-three & 58/100 (\$2973.58) Dollars, and consisting of the following items:-

Household furniture, one hundred fifty (\$150.00) Dollars.

One promissory note made by J. N. Benoit and Josephine M. Benoit, his wife, due January 20th, 1928, with interest at four per cent, from January 20th, 1926, for two thousand eighty (\$2080.00) Dollars.

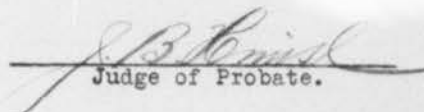
United States Liberty Bonds appraised at four hundred (\$400.00) Dollars, and Cash, three hundred forty-three & 58/100 (\$343.58) Dollars.

AND IT FURTHER APPEARING, That the following named persons are the persons entitled to all of said estate in accordance with and in pursuance to the terms and provisions of the Last Will and Testament of Julia Benoit, deceased, viz:- John N. Benoit, George F. Benoit and Joseph F. Benoit, children of said deceased; and that the legacies of one hundred dollars (\$100.00) each to Viola Bougard and Harold Bougard have been paid to Joseph F. Benoit, their guardian.

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 powers and authority vested in the same by law, does hereby order, adjudge and decree, that all and singular the above described real and personal property, together with all other the estate of said deceased in the State of Minnesota, if any there be, be, and the same is hereby assigned to and vested in the hereinbefore named John N. Benoit, George F. Benoit and Joseph F. Benoit, children of said deceased, in equal and undivided shares, and share and share alike in fee simple and absolutely forever.

TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging, or in any wise appertaining to the said above named persons and their heirs and assigns forever.

  
Judge of Probate.



No. 7625

State of Minnesota  
STEARNS COUNTY  
PROBATE COURT

ESTATE OF

Julia Benoit

DECEASED.

FINAL DECREE.

Filed this 18th day of  
July, 1927, and recorded in  
Book...56...on page...268...  
thereof.

*Jacob A. Lohr*  
Clerk of Probate.

8460010000

State of Minnesota,  
County of Shawano

## IN PROBATE COURT.

In the Matter of the Estate of

John Adolph  
Decedent.

## PETITION FOR ADMINISTRATION.

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Theodore Adolph and Theresa Sellers  
respectfully represents and states to the Court:

First—That your Petitioner <sup>is</sup> a resident of Town of Main Prairie (1)  
in the County of Shawano, State of Minnesota, and <sup>all</sup> ~~is an~~ adult <sup>who has</sup> ~~has~~

an interest in whatever estate the decedent above named may have left at the time of his death, to-wit:

Son and daughter of deceased

(2)

Second—That said decedent died at Main Prairie, State of Minnesota  
Shawano County  
on the 10<sup>th</sup> day of March, 1926, aged 74 years  
and was at the time of his death a resident of Town of Main Prairie  
County of Shawano, State of Minnesota, and was the owner of  
estate in the County of Shawano, State of Minnesota, at the time of his death.

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

Fourth—That said estate of decedent, at the time of his death, included (3)  
personal property of the probable value of \$ \_\_\_\_\_, divided as follows:

1. Household Goods,	\$ <u>300</u>	2. Wearing Apparel,	\$ <u>—</u>
3. Stock,	\$ <u>1500</u>	4. Notes, Bonds, etc.,	\$ <u>—</u>
5. Miscellaneous,	\$ <u>—</u>	6.	\$ <u>—</u>

That said estate included no (3) real estate of the estimated and probable

Value of \$ \_\_\_\_\_ consisting principally of lands in the County of \_\_\_\_\_

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

1. Homestead in _____	County, State of Minnesota.
2. City property _____	(3) lots without buildings, \$ _____
City property _____	lots with buildings, \$ _____
3. Rural or Farm property _____	acres, unimproved land, \$ _____
Rural or Farm property _____	(3) acres, improved land, \$ _____

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

NAMES	AGES Years	RESIDENCE	RELATIONSHIP
✓ Anton Adolph	47	Kimball Minn	Son
✓ John Adolph	45	" "	Son
✓ Theodore Adolph	42	" "	Son
✓ Ferdinand Adolph	40	Trabkins "	
✓ Thirsa Tellus	37	Kimball "	Daughter

Sixth—That Theodore Mulke, whose Post Office address is Kimball Minn is a suitable and competent person to administer the said estate, and is lawfully entitled thereto.

Wherefore, 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

Theodore Mulke Theo Adolph  
Thirsa Tellus  
 of Minnesota.  
 County of Stearns } ss. Thirsa Tellus Petitioner.  
Theodore Adolph and Thirsa Tellus

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

Subscribed and sworn to before me, this

27th day of April, 1926.  
James R. Bennett Jr Notary Public.  
Stearns County, Minn.  
Thirsa Tellus Petitioner.

My Commission expires Sept 9, 1928

Note 1.—Insert name of town, village, city, as case may be.

Note 2.—Insert relationship or interest, as heir, creditor, etc.

Note 3.—If no property, insert word "No" and strike out unnecessary words.

State of Minnesota,

County of Stearns

IN PROBATE COURT.

In The Matter of The Estate of

John Adolph  
 Decedent.

Petition for Administration

Filed this 27th day of

April, 1926

David A. Gahr  
 Clerk—Judge of Probate.

## State of Minnesota.

## IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

John Adolph

Decedent.

## ORDER GRANTING ADMINISTRATION

The petition of Theodore Adolph and Theresa Tellers praying that letters of administration upon said estate be granted to Theodore Mielke came duly on for hearing at a Special Term of this Court, held on the 21st day of May 19 36. Said petitioner appeared in person and by his attorney, James R. Bennett Jr., and no one appeared in opposition.

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

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

Second: That the said decedent died intestate on the 10th of March 19 36

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


Fourth: That Theodore Mielke is by law qualified, a suitable and competent person to administer upon said estate.

Therefore, It is ordered that said petition be granted and Theodore Mielke be and hereby is appointed Administrator of the estate of said decedent, and that letters of administration issued to him upon his filing his the oath by law required and a bond in this Court in the penal sum of - - Eighteen hundred (\$1800.00) - - - Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

By the Court,

Dated May 21st 19 36.

(Court Seal)

  
 Judge of Probate.

7626

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

John Adolph  
Decedent.

Order Granting Administration.

Filed the 21st day of

May 1926

Reported in Book 55 of orders

page 88

Jacob A. Laht  
Clerk ~~Judge~~ of Probate.

2500 2000



Citation for Hearing on Petition for Administration.

Estate of John Adolph, Deceased.  
State of Minnesota, County of Stearns,  
In Probate Court.  
In the Matter of the Estate of John Adolph, Deceased.

The State of Minnesota to all persons interested in the granting of administration of the estate of said decedent:

The petition of Theodore Adolph and Theresa Tellers having been filed in this Court, representing that John Adolph, then a resident of the County of Stearns, State of Minnesota, died intestate on the 10th day of March, 1926, and praying that letters of administration of his estate be granted to Theodore Mielke, and the Court, having fixed the time and place for hearing said petition.

hereby cited and required to show cause, if any you have, before this court at the Probate Court Rooms in the Court House, in the City of St. Cloud in the County of Stearns, State of Minnesota, on the 21st day of May, 1926, at nine o'clock A. M., why said petition should not be granted.

Witness, the Judge of said Court, and the seal of said court, this 27th day of April, 1926.  
(Court Seal)

J. B. HIMSL,  
Probate Judge.

James R. Bennett, Jr.,  
Atty. for Petitioner

apr 29 6 12

STATE OF MINNESOTA, } ss.  
County of Stearns

Chas. Petters

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 Nordstern, a weekly newspaper printed and published in the city of St. Cloud in said Stearns County, State of Minnesota, on Thursday of each week;

That he has knowledge of the facts and knows personally that the printed notice

Citation for Hearing on Petition

hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for three weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the 29th

day of April 1926, and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday, the 13th

day of May 1926.

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by section 3 and 4 of chapter 184, Session Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said sections 3 and 4, to-wit: that for more than one year last past from the date of the first publication of said notice

..... said newspaper has been

(1) Printed from the place from which it purports to be issued principally in the German language, except as to a legal publication, and in columns and about four equivalent in space to at least four pages, with five columns to the page, each seventeen and three quarters inches long.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two hundred and forty copies regularly delivered to paying subscribers, and that prior to the

date of the first publication of said notice

the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the county auditor of said County of Stearns, State of Minnesota an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in section 3 of chapter 184, Session Laws Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from A to Z both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz

Further affiant saith not save that this affidavit is made pursuant to section 4 of chapter 184, Session Laws of Minnesota 1921, and is intended to comply with the bill for the publication in said newspaper of the aforesaid legal advertisement.

Chas Petters

Subscribed and sworn to before me this 13th day of May 1926

Geo. L. Rosenberger

Notary Public, Stearns County, Minnesota  
Geo. L. Rosenberger  
My Commission expires Feb. 7, 1928.

7626. 957

# State of Minnesota

Stearns County

## In Probate Court

In the Matter of the Estate of

*John Adolph*  
Deceased

Affidavit of Publication of Order  
for Hearing on

*Administration*

Filed *May 21<sup>st</sup>* 1926

*Jacob A. Kalro*  
Clerk of Probate, Stearns Co., Minn.  
*Clerk*

450020054

State of Minnesota, }  
 County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of

John Adolph

Decedent.

## LETTERS OF ADMINISTRATION.

Theodore Mielke

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

Now Therefore, the said

Theodore Mielke

is hereby appointed administrator of the estate of John Adolph

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 the said decedent.

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

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

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

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

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

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

Dated June 1st, 1923.

By the Court,



*J. B. Thimel*  
 Judge of Probate.

95002000

State of Minnesota,

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

} ss.

In Probate Court.

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

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

this

\_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_

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

7626.

In Probate Court

In the Matter of the Estate of

John Adolph  
Decedent.

Letters of Administration

Filed this 1st day of June, 1926, and  
recorded in Book "F" of Letters  
on page 270.

Gas. A. Laker  
Clerk ~~Judge~~ of Probate.

State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

John Adolph

Decedent.

Order Appointing Appraisers.

To C. D. Shoemaker and S. J. Phillips Sr. Greeting:

Whereas, Theodore Mielke

as Representative of the Estate of the above named decedent, has applied to this Court for the appointment of appraisers to appraise the said estate, and this Court is desirous that the said estate be appraised as provided by law.

Now, Therefore, Trusting in your integrity and disinterestedness, this Court by these presents, does appoint you C. D. Shoemaker and S. J. Phillips Sr.

appraisers of all the property  
and estate of the said John Adolph  
as described in the inventory thereof to be furnished you by the said Representative of said estate; and you are hereby required to first take and subscribe the oath prescribed by law, and thereupon to faithfully and honestly, and according to your best ability, appraise the said property at its full value in cash, and to set down in figures opposite each item in said inventory, the value thereof in money, and to foot up by itself the amount of each class as shown by said inventory, and to certify to said appraisal as required by law, and to return the said inventory with your appraisal duly certified thereon, to the said Representative of said estate with all convenient speed.

Dated this 21st day of June A. D. 19 26

By the Court:

(Court Seal)

J. B. Herms  
Judge of Probate.



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

IN PROBATE COURT

In the Matter of the Estate of

Decedent.

Order for Appointment of  
Appraisers in Estates

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

19 \_\_\_\_\_

and recorded in Book \_\_\_\_\_ of orders

Page \_\_\_\_\_

Clerk—Judge of Probate.

# INVENTORY

IN THE MATTER OF THE ESTATE OF JOHN ADOLPH, Deceased.

May 24, 1926.

Feed to be left by renter.

70 bus. corn, 40¢	\$ 28.00	
500 " Oats 20¢	100.00	
100 " Barley 30¢	30.00	
8 Ton Hay, @ \$4.	32.00	
" loads of fodder, @ \$1.	2.00	\$192.00

## HORSES,

1 black Sway Back, 16 yr.	30.00	
1 " 17 yrs. old,	30.00	
1 gray, 6 " "	75.00	
1 brown 10 yrs. old,	40.00	175.00

## CATTLE.

1 White Holstein Bull calf,	15.00	
1 " " Cow,	25.00	
1 Black " "	25.00	
1 Red " "	25.00	
1 " " "	25.00	
1 " " "	25.00	
1 " " "	25.00	
1 " " "	25.00	
1 Red and white Cow,	25.00	215.00

## HOGS.

1 White Sow, 175 lbs.	15.00	
1 Red spotted Sow, 300 lbs.	25.00	
1 White Sow, 200 lbs.	20.00	
13 Red pigs, 90 lbs., \$8.	104.00	
13 White spring pigs, \$3.	39.00	203.00

## HENS

200 Hens,	80.00	80.00
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## MACHINERY.

1 spring wagon,	5.00	
1 heavy wagon,	10.00	
1 " "	6.00	
1 Top Buggy,	2.00	
1 Stock Rack,	8.00	
1 Hay Rack,	2.00	
1 Set Heavy Sleigh,	10.00	
1 Set Light Sleigh,	2.00	
2 Walking plows,	2.00	
1 Manure spreader,	20.00	
1 Potato hiller,	1.00	
1 - 14 disc Vanbrunt Drill,	20.00	
1 Spring Drag,	15.00	
1 Van Brunt Seeder,	2.00	
2 drag Carts,	1.00	
1 - 3 Horse drag,	3.00	
1 Disc,	6.00	
1 Deering Corn Binder,	25.00	
	<u>\$140.00</u>	

# MACHINERY, Continued,

Brought Forward,

\$140.

1 John Deer Sulky Plow,	8.00	
1 McCormick Mower,	10.00	
1 " Hay Rake,	8.00	
1 Deering Grain Binder,	25.00	
1 John Deer Riding Cultivator,	8.00	
1 Avery Drill, dorn planter,	5.00	\$204.00

## BLACKSMITH TOOLS,

1 Vice,	
1 Drill,	
1 Anvil,	
1 Set discs	
1 bellow and other small tools,	25.00

## SMALL FARM TOOLS,

1 Fanning Mill and Bager,	\$10.00	
1 - 1000# Scale,	5.00	
2 Jacks,	2.00	
20 grain sacks,	2.00	
1 Oil Tank,	1.00	
1 " Barrel,	.50	
1 Water Tank,	4.00	
1 Fish Smoker,	2.00	
1 - 25 ft. wire cable,	1.00	
1 Spring seat	.75	
1 Hand Grass seeder,	.25	
1 Tank Heater,	1.00	
1 - 24" circle saw and shaft	2.00	
1- 160 ft. drive belt, 10 small belts, 1 log chain	25.00	
1 - 60 Gal. feed cooker,	1.00	
1 Iron kettle,	1.00	
1 swill cart and barrel	1.00	
1 stone boat,	1.00	
1 Grind stone,	1.00	
1 pile oak lumber	2.00	
Blocks and rope,	1.00	
2 Set work harnesses,	16.00	
1 single harness,	4.00	84.50

## HOUSEHOLD FURNITURE.

1 Wash Machine,	.50	
1 Cream Separator,	8.00	
1 Range stove,	15.00	
1 Oil Stove	.50	
1 Hard coal heater,	2.00	
1 Round Oak Heater,	1.00	
1 Liquinite heater,	3.00	
1 couch	1.00	
1 cupboard,	2.00	
1 Table,	2.00	
1 Dresser,	1.00	
1 bedstead and bedding,	7.00	
1 Clothes cupboard,	2.00	
1 Clock,	.50	
3 Rocking chairs,	3.00	
3 dining room chairs,	2.00	50.50

Cash in State Bank of Kimball,

64.56

State of Minnesota,  
County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

John Adolph,

Decedent.

## INVENTORY AND APPRAISEMENT

## OATH OF APPRAISERS

State of Minnesota,  
County of Stearns

ss.

C. D. Shoemaker and

S. J. Phillips, Sr., do solemnly swear, each for himself, that I will faithfully and justly perform all the duties of the office and trust which I now assume as appraiser of the estate of John Adolph, decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

21 day of June, 1926

Notary Public, Stearns County, Minn.

My commission expires Sept 28 1929

x C. D. Shoemaker  
x S. J. Phillips Sr.

## INVENTORY AND APPRAISEMENT

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

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

## CLASS I

## REAL ESTATE

## VALUE

(a) The homestead of decedent, being in the County of \_\_\_\_\_  
State of Minnesota, described as follows, to-wit: None \$ None

(b) All other real estate of decedent being in the county of \_\_\_\_\_  
State of Minnesota, described as follows, to-wit: None

Total value of real estate - - - - -

## CLASS II

Furniture and household goods described as follows, to-wit:

..... \$ 50.50  
.....  
.....

Total value of furniture and household goods - - - - - \$ 50.50

## CLASS III

Wearing apparel and ornaments, described as follows, to-wit:

..... \$ None  
.....  
.....

Total value of wearing apparel and ornaments - - - - - \$ None

## CLASS IV

Stock in banks and other corporations:

..... \$ None  
.....  
.....  
.....

Total value of stock - - - - - \$ None



## CLASS V

*Mortgages, bonds, notes and other evidences of debt:*

*(Here list any written obligations of any kind due and owing decedent.)* } Give maker's name, date, amount, rate of interest and interest accrued to date of death.

\$ None

*Total value of mortgages, bonds, notes, etc.* - - - - - \$ None

## CLASS VI

*All other personal property: (Here list cash, bank accounts, annuities, farm crops, machinery, etc.)*

Cash in Bank, \$ 64.56

Horses, 175.00

Cows and calves, 215.00

Hogs, 203.00

Chickens, 80.00

Farm Machinery and tools, 00.00

Blacksmith Tools, 00.00

Feed to be left by renter, 192.00

*Total value of all other personal property* - - - - - \$ 1293.56

### SUMMARY

*The total value of all the real estate of decedent, as valued by the appraisers herein, is* - - - - - \$ None

*The total value of all the personal property of decedent, as valued by the appraisers herein, is* - - - - - \$ 1293.56

*The total value of the entire estate of decedent, as valued by the appraisers herein, is* - - - - - \$ 1293.56

Respectfully submitted,

*Theodore Milke*

*Representative*

NOTE—If estate is subject to Inheritance Tax make this in triplicate. Notify Attorney General of meeting of appraisers. Form approved Oct. 24, 1917, by Lyndon A. Smith Attorney General.

0002 0063

VERIFICATION

State of Minnesota, }  
County of Stearns } ss. Theodore Mielke,

being duly sworn, on oath say s that he is the representative of the estate above specified; that he has read the foregoing inventory subscribed by him and knows the contents thereof and that the same is true of this own knowledge, save as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

Subscribed and sworn to before me this  
21 day of June, A. D. 19 26  
Notary Public, Stearns County, Minn.  
My commission expires Sept 28, 1929

Theodore Mielke  
Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }  
County of Stearns } We, the undersigned appraisers, duly appointed by  
the Probate Court of Stearns County, Minnesota, to appraise the estate of  
John Adolph, Decedent, having first duly taken and subscribed  
by law and hereto annexed, hereby certify and return, that we have carefully exam-  
ined 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 21 day of June, A. D. 19 26

x S L Phillips sr  
x C D Shaeemaker  
Appraisers.

File No. 1606

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

John Adolph

Decedent.

Inventory and Appraisement

Total Personal - \$

Total Real Estate - \$

Total Appraisement - \$

Filed this 6th day of July, A. D. 19 26  
Jacob A. Hahn  
Clerk - Judge of Probate Court.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of John Adolph Deceased:

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

Theodore Mielke

as Administrator 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 Administrator

It is Therefore Ordered and Decreed, That said Theodore Mielke, Administrator 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 27th day of April A. D. 19 28

J. B. Hennel  
Judge of Probate.  
Stearns County, Minn.

00020065

No 7626

PROBATE COURT

County of *Ihearns*

IN THE MATTER OF THE ESTATE OF

*John Adolph*  
*deceased.*

Order Discharging Executor  
or Administrator.

(Chap. 289 Laws 1917)

Filed this *27th* day of

*April* 19*28*

Recorded in book *58* of orders at

page *121*.

*Jacob A. Lohs*  
Clerk ~~Judge~~ of Probate.

State of Minnesota, }  
County of Hennepin } ss.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

John Adolph

Decedent.

## ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 28th day of January, 1927, 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 James R. Bennett Jr. Esq. as attorney in said estate.

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 30th day of Dec., 1926, in the Star Tribune.

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	- - - - -	\$ 1293.56
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	- - - - -	\$ 398.66
	- - - - -	\$
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ 2707.80

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ 400.96
Expenses of last sickness	- - - - -	\$ 170.25
Funeral expenses	- - - - -	\$ 355.55
Taxes	- - - - -	\$ 10.07
Claims of creditors of decedent	- - - - -	\$ 3.00
Legacies	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ 1767.97 ✓
Total credits	- - - - -	\$ 2707.80



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 January 28<sup>th</sup>, 1927

By the Court,

*E. B. Lind*  
Probate Judge.

No. 7626  
State of Minnesota,  
County of Stearns.

# PROBATE COURT.

In the Matter of the Estate of

John Asseph  
Order Allowing Final Account.

Filed this 28<sup>th</sup> day of  
January, 1927, and  
recorded in Book No. "59" of Orders,  
in Page 71  
Jacob D. Gahr  
Clerk-Judge of Probate.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

John Adolph,

## BOND

Know all Men by these Presents, That we Theodore Mielke,

of Kimball,

in the County of Stearns

State of Minnesota, as principal, and

C. D. Schoemaker and S. J. Phillips, Sr.

of Kimball

of said County and State,

as sureties, are held and firmly bound to Joseph B. Himsel

Judge of Probate of the County of Stearns

Minnesota, in the sum of

Eighteen Hundred (\$1800) —e-e ————— DOLLARS,

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

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

Theodore Mielke

, who has been appointed representative of the

estate of the above named John Adolph

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 21st day of May A. D. 1926.

Signed, Sealed and Delivered in Presence of

*[Signature]*  
*[Signature]*

*Theodore Mielke*  
*C. D. Schoemaker* (SEAL)  
*S. J. Phillips, Sr.* (SEAL)  
(SEAL)  
(SEAL)

## ACKNOWLEDGMENT

State of Minnesota, }  
County of Stearns } ss.

Be it Known, That on this 24th day of May A. D. 1926

personally appeared before me Theodore Mielke, C. D. Schoemaker  
and S. J. Phillips,

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

G. D. BROWER,  
Notary Public, Stearns County, Minnesota  
My Commission expires Sept. 28, 1929.  
Notary Public.

My commission expires Sept 28 1929 Stearns County, Minn.

## JUSTIFICATION

State of Minnesota,

County of Stearns

C. D. Schoemaker and S. J. Phillips, Sr.

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 C. D. Schoemaker, in the sum of eighteen hundred Dollars

the said S. J. Phillips, Sr., in the sum of eighteen hundred Dollars

the said in the sum of Dollars

the said in the sum of Dollars

the said in the sum of Dollars

and that each respectively is worth double 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

24<sup>th</sup> day of May, A. D. 1926

G. D. BROWER,

Notary Public, Stearns County, Minnesota

My Commission expires Sept. 28, 1929.

Notary Public

County, Minn.

My commission expires Sept 28 1929.

## APPROVAL

I do hereby approve the within Bond, this 1<sup>st</sup> day of June, A. D. 1926.

(Court Seal)

Judge of Probate.

## OATH

State of Minnesota,

County of Stearns

I, Theodore Mielke,

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

Subscribed and sworn to before me this 24<sup>th</sup> day of May, A. D. 1926.

My commission expires Sept 28 1929.

Stearns

G. D. BROWER,  
Notary Public, Stearns County, Minnesota  
My Commission expires Sept. 28, 1929  
County, Minn

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

John Adolph,

Decedent—XXXX

BOND AND OATH OF REPRESENTATIVE

Filed this 1<sup>st</sup> day of June, 1926.

and said Bond recorded in Book

of Bonds, page 140 of Probate

Records.

Clerk—Judge of Probate.

# FINAL DECREE

State of Minnesota,

County of Stearns

IN PROBATE COURT

Special TERM January 23th, 1927.

In the Matter of the Estate of John Adolph Deceased.

It appearing to the Court now here, on satisfactory proofs and the evidence, that the necessary expenses of funeral, of last sickness of said deceased, and of administration of said estate, have been fully paid, and that all the debts existing against said deceased, or allowed by the Court, pursuant to law, have been fully paid and satisfied, and that said estate has been fully administered, as by the Final Account of Theodore Mielke, Representative,

of said estate, duly audited and allowed by this Court, pursuant to due notice given and served, will appear, reference being had thereto.

AND IT FURTHER APPEARING, That due notice of the application for this Final Decree in said matter, assigning the estate to the persons thereto entitled by law, has likewise been duly given and served pursuant to the law in such case made and provided.

AND IT FURTHER APPEARING, That the said deceased died on the 10th day of March 1926, in testate, and the residue of said estate consists of the following described

Personal property amounting to the sum of one thousand seven hundred sixty-seven and 97/100 (\$1767.97) Dollars, and consisting of cash.

AND IT FURTHER APPEARING, That the following named persons are the persons entitled to all of said estate by law viz:- Anton Adolph, John Adolph, Theodore Adolph and Ferdinand Adolph, sons of said deceased, and Theresia Tellers, a daughter of said deceased.

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, and on motion of James R. Bennett, Jr., attorney in said estate,

IT IS ORDERED, That the hereinbefore mentioned sum of one thousand seven hundred sixty-seven and 97/100 Dollars (\$1767.97) be, and the same is hereby assigned to the hereinbefore named sons and daughter of said deceased, share share alike, or to each the sum of three hundred thirty-three and 59/100 (\$333.59) Dollars.

By the Court

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



No. 7626

State of Minnesota  
STEARNS COUNTY  
PROBATE COURT

ESTATE OF

John Adolph

DECEASED.

FINAL DECREE.

Filed this 28th day  
of January, 1927, and re-  
corded in Book. 44. On page.  
175. thereof.

*Joseph A. Lahn*  
Clerk of Probate.

00020073

State of Minnesota, } ss.  
County of Stearns

## IN PROBATE COURT.

In the Matter of the Estate of  
Elizabeth Mann  
Decedent.

## PETITION FOR ADMINISTRATION.

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Lena Mann  
respectfully represents and states to the Court:

First—That your Petitioner is a resident of Port of Albany (1)  
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 h death, to-wit:  
Daughter and heir of decedent  
(2)

Second—That said decedent died at Wilmar, State of Maine  
on the 3 day of February, 1921, aged 46 years  
and was at the time of h death a resident of Albany  
County of Stearns, State of Minnesota, and was the owner of  
estate in the County of Stearns State of Minnesota, at the time of h death.

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

Fourth—That said estate of decedent, at the time of h death, included (3)  
personal property of the probable value of \$ 300.00, divided as follows:

1. Household Goods,	\$ <u>200.00</u>	2. Wearing Apparel,	\$
3. Stock,	\$	4. Notes, Bonds, etc.,	\$
5. Miscellaneous,	\$ <u>500.00</u>	6.	\$

That said estate included (3) real estate of the estimated and probable  
Value of \$ 2000.00 consisting principally of lands in the County of Stearns  
State of Minnesota, described as follows, to-wit:

1. Homestead in <u>none</u>	County, State of Minnesota.
2. City property	(3) lots without buildings, \$
City property	lots with buildings, \$
3. Rural or Farm property <u>under 10 or 120</u>	acres, unimproved land, \$ <u>2000.00</u>
Rural or Farm property	(3) acres, improved land, \$

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

NAMES	AGES Years	RESIDENCE	RELATIONSHIP
Lena Morn	27	Albany	daughter
Louis Morn	26	"	son
Dora Morn	21	"	daughter
Stephen "	19	"	son
Leo "	16	"	son
John "	10	"	son

Sixth—That Louis Morn, whose Post Office address is Albany Minnesota is a suitable and competent person to administer the said estate, and is lawfully entitled thereto

Wherefore, 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

Louis Morn  
of Minnesota,  
County of Stearns } ss. Lena Morn Petitioner.

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

Subscribed and sworn to before me, this

30 day of April, 1926 Miss Lena Morn Petitioner.  
Paul W. Ahler

Notary Public.

Stearns, County, Minn.  
My Commission expires May 23, 1931

Note 1.—Insert name of town, village, city, as case may be.

Note 2.—Insert relationship or interest, as heir, creditor, etc.

Note 3.—If no property, insert word "No" and strike out unnecessary words.

Albany Enterprises  
7627  
State of Minnesota,  
County of Stearns.

IN PROBATE COURT.

In The Matter of The Estate of  
Eugene Morn  
Decedent.

Petition for Administration

Filed this 30th day of April, 1926  
Paul A. Lohr  
Clerk Judge of Probate.

State of Minnesota,

IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Elizabeth Monn

ORDER GRANTING ADMINISTRATION

Decedent.

The petition of Lena Monn praying that letters of administration upon said estate be granted to Louis Monn came duly on for hearing at a Special Term of this Court, held on the 28th day of May 19 26. Said petitioner appeared in person and by her attorney, Paul Ahles, Esq., and no one appeared in opposition.

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

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

Second: That the said decedent died intestate on the 3rd February 19 26.

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


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

Therefore, It is ordered that said petition be granted and Louis Monn be and hereby is appointed administrator of the estate of said decedent, and that letters of administration issued to him upon his filing the oath by law required and a bond in this Court in the penal sum of One Thousand (\$1000.00) Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

By the Court.

Dated May 28th 19 26.

(Court Seal)

  
 Judge of Probate.



7627.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Elizabeth Mann.  
Decedent.

Order Granting Administration.

Filed the 28th day of

1 May 19 26.

Recorded in Book 55 of orders

page 88

Jacob A. Lake  
Clerk—Judge of Probate.

0003 8877



**Affidavit of Publication.**

(First Publication May 6, 1926)

**Citation for Hearing on Petition for Administration.**

Estate of Elizabeth Monn, deceased, State of Minnesota, County of Stearns in Probate Court.

In the Matter of the Estate of Elizabeth Monn, decedent.

The State of Minnesota to all persons interested in the granting of administration of the estate of said decedent:

The petition of Lena Monn having been filed in this Court, representing that Elizabeth Monn, deceased, then a resident of the County of Stearns, State of Minnesota, died intestate on the 3rd day of February, 1926, and praying that letters of administration of her estate be granted to Louis Monn and the Court, having fixed the time and place for hearing said petition:

Therefore, You, and Each of You, are hereby cited and required to show cause, if any you have, before this Court at the Probate Rooms in the Court House, in the City of St. Cloud in the County of Stearns State of Minnesota, on the 28th day of May, 1926 at 9 o'clock A. M. why said petition should not be granted.

Witness, the Judge of said Court, and seal of said Court, this 30th day of April, 1926.

J. B. HIMSL

SEAL

Probate Judge.

Paul Ahles,

Attorney for Petitioner.

**STATE OF MINNESOTA, } ss.  
County of Stearns,  
H. B. Harren**

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 Albany Enterprise, a weekly newspaper, printed and published in the village of Albany in said Stearns County, State of Minnesota, on Thursday of each week.

That he has knowledge of the facts and knows personally that the printed Notice of Hearing for Administration hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for 3 weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the 6th day of May, 1926, and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday, the 20th day of May, 1926.

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by sections 3 and 4 of chapter 484, Session Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said sections 3 and 4, to-wit: that for more than one year last past from the date of the first publication of said

**Notice**

\_\_\_\_\_ said newspaper has been

(1) Printed from the place from which it purports to be issued in the English language, and 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.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two hundred and forty copies regularly delivered to paying subscribers, and that prior to the date of the first publication of said

**Notice**

the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the county auditor of said County of Stearns, State of Minnesota an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in section 3 of chapter 484, Session Laws Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from A to Z both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 484, Session Laws Minnesota 1921, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

Subscribed and sworn to before me this 2nd day of May, 1926

*H. B. Harren*  
*Andrew Petermehl*

ANDREW PETERMEHL  
Notary Public, Stearns County, Minnesota.

My Commission Expires June 9th, 1930.

0003 0038

## Affidavit of Publication

Estate of

Elizabeth Monn,  
Deceased

Notice of Hearings

on

Administration

FILED THIS 24<sup>th</sup> DAY  
OF May A.D. 1926Jacobsa Jahn  
Clerk of Probate

0003 0078

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of

## LETTERS OF ADMINISTRATION.

Elizabeth Monn

Decedent.

Louis Monn

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

Now Therefore, the said

Louis Monn

is hereby appointed administrator of the estate of

Elizabeth Monn

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 the said decedent.

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

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

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

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

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

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

Dated June 23rd, 1925.

By the Court,



*J. P. Smith*  
Judge of Probate.

State of Minnesota,

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

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.

## In Probate Court

In the Matter of the Estate of

*Elizabeth Mann*  
Decedent.

## Letters of Administration

Filed this 23rd day of  
June, 1926, and  
recorded in Book "f" of Letters  
on page 275.

*Jacob A. Lehn*  
Clerk—Judge of Probate.

Dec - 23 - 1926

Dear Mr. Ahles.

we got your letter  
and I'll cant come to St Cloud  
24 \*date Friday.

and about that claim filed  
by Paul Obermiller  
well that is some thing I  
dont allowed the Judge to  
be paid because I'll Ought  
him any thing either my  
Mother. I'll paid him the  
day when we make the deal  
with the team \$3.00 and he  
said that was plenty and  
paid his fare to  
I dont <sup>paid</sup> him twice.  
and I get after him my  
self. I am afriad of him.



- 2 -

well if I'll have to come  
down mybe I'll can come  
some other time  
it whome go Friday because  
I am not well.  
that be to hard for me.  
let me know again please.

yours truly

Mr. Louis Mamm

a Merry Mas =

+ Happy new years  
from all.

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

In the matter of the estate of Elizabeth Monn, Deceased.

-----  
objection to claim of Paul Obermiller  
-----

Comes now Louis Monn, executor of the estate of Elizabeth Monn, deceased, and objects to the claim filed by Paul Obermiller on the ground and for the reason that said Paul Obermiller was fully paid for all services performed in connection with the matters set out in said claim, and that the estate is not indebted to said Paul Obermiller in any sum whatsoever.

Dated this 24th day of December, 1926.

Paul Obermiller  
Attorney for Louis Monn Executor.

7627.

Objection to Claims

Filed. December 27, 1886  
J. P. Smith

State of Minnesota,

County of Stearns

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Elizabeth Monn, Deceased

BOND

Know all Men by these Presents, That we Louis Monn

of T. Albany

in the County of Stearns

State of Minnesota, as principal, and

Lena Monn and Dora Monn

of said County and State,

as sureties, are held and firmly bound to Hon. J. B. Himes

Judge of Probate of the County of Stearns

Minnesota, in the sum of

One Thousand and no/100 (\$1000.00) - - - - - DOLLARS,

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

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

Louis Monn, who has been appointed representative of the estate of the above named Elizabeth Monn 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 viri

Witness, our hands and seals this 21st

day of June

Signed, Sealed and Delivered in Presence of

Louis Monn (SEAL)

Lena Monn (SEAL)

Dora Monn (SEAL)

(SEAL)

(SEAL)

## ACKNOWLEDGMENT

State of Minnesota,

County of Stearns

Be it Known, That on this 21st

day of June

A. D. 1926

personally appeared before me Louis Monn, Lena Monn, and Dora Monn

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

ANDREW PETERNEL

Notary Public.

Notary Public, Stearns County, Minn.  
My Commission Expires June 24th, 1926.

My commission expires

County, Minn.

0003 0086

## JUSTIFICATION

State of Minnesota,

County of Stearns

Lena Monn and Dora Monn

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 Lena Monn in the sum of One Thousand (\$1000.00) Dollars

the said Dora Monn in the sum of One Thousand (\$1000.00) Dollars

the said in the sum of Dollars

the said in the sum of Dollars

the said in the sum of Dollars

and that each respectively is worth double 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

21<sup>st</sup> day of June, A. D. 1926

*Andrew Peterhill*  
Notary Public

Stearns County, Minn.

My commission expires June 24, 1928.

*Lena Monn*  
*Dora Monn*

## APPROVAL

I do hereby approve the within Bond, this 23<sup>rd</sup> day of June, A. D. 1926

(art Seal)

*J. B. Thomsen*  
Judge of Probate.

## OATH

State of Minnesota,

County of Stearns

I, Louis Monn,

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

Subscribed and sworn to before me this 21<sup>st</sup> day of June, A. D. 1926

*Louis Monn*  
*Andrew Peterhill*  
Notary Public.

ANDREW PETERHILL

Notary Public, Stearns County, Minn.

My commission expires 1928 County, Minn.

7627  
Original  
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Elizabeth Monn, Deceased  
of Stearns County, Minn.

BOND AND OATH OF  
REPRESENTATIVE

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

June 1926

and said Bond recorded in Book

of Bonds, page 153 of Probate

Records.

*James A. Fisher*  
Clerk—Judge of Probate.



State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT.

In the Matter of the Estate of

Frank Chalk

Decedent.

## PETITION FOR ADMINISTRATION.

TO THE PROBATE COURT ABOVE NAMED:

Your petitioner Martha Chalk

respectfully represents and states to the Court:

First—That your Petitioner is a resident of the City of St. Cloud (1)  
in the County of Stearns State of Minnesota, and is an adult who has  
an interest in whatever estate the decedent above named may have left at the time of his death, to-wit:  
The wife of the decedent and heir at law

(2)

Second—That said decedent died at St. Cloud, State of Minnesota  
on the 21st day of March, 1926, aged 62 years  
and was at the time of his death a resident of the City of St. Cloud  
County of Stearns, State of Minnesota, and was the owner of  
estate in the County of Stearns State of Minnesota, at the time of his death.

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

Fourth—That said estate of decedent, at the time of his death, included some (3)  
personal property of the probable value of \$ 2700.00, divided as follows:

1. Household Goods,	\$	2. Wearing Apparel,	\$
3. Stock,	\$	4. Notes, Bonds, etc.,	\$
5. Miscellaneous,	\$ 2700.00	6.	\$

That said estate included some (3) real estate of the estimated and probable

Value of \$ consisting principally of lands in the County of

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

1. Homestead in Stearns County, State of Minnesota.  
An undivided  $\frac{1}{2}$  in lot 5 in Block 12, Edelbrock's Addition to St. Cloud  
2. City property (3) lots without buildings, \$  
City property lots with buildings, \$  
3. Rural or Farm property 160 acres, unimproved land, \$  
Subject to a Contract for Deed  
Rural or Farm property (3) acres, improved land, \$

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

NAMES	AGES Years	RESIDENCE	RELATIONSHIP
Martha Chalk	58	St. Cloud, Minnesota	Wife

Sixth—That Martha Chalk 1314-2d St. N., whose Post Office address is St. Cloud, Minnesota

is a suitable and competent person to administer the said estate, and is lawfully entitled thereto Being the wife and heir at law

Wherefore, 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

Martha Chalk

of Minnesota,

County of Stearns

} ss.

Martha Chalk

Petitioner.

Martha Chalk

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

Subscribed and sworn to before me, this

14th day of April, 19 23.

Harry L. Young  
Notary Public.

Stearns, County, Minn.

My Commission expires

June 9, 1929

Note 1.—Insert name of town, village, city, as case may be.

Note 2.—Insert relationship or interest, as heir, creditor, etc.

Note 3.—If no property, insert word "No" and strike out unnecessary words.

State of Minnesota,

County of Stearns

IN PROBATE COURT.

In The Matter of The Estate of

Martha Chalk  
Decedent.

Petition for Administration

Filed this 1st day of

May, 1923

J. P. Hines  
Clerk—Judge of Probate.

Wm. L. Hines  
FILED—JAN 18 CO., WYOMING

## State of Minnesota.

## IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Frank Chalk

Decedent.

## ORDER GRANTING ADMINISTRATION

The petition of Martha Chalk praying that letters of administration upon said estate be granted to Martha Chalk came duly on for hearing at a Special Term of this Court, held on the 28th day of May 19 26. Said petitioner appeared in person and no one appeared in opposition.

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

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

Second: That the said decedent died intestate on the 31st March 19 26

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

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

Therefore, It is ordered that said petition be granted and Martha Chalk be and hereby is appointed Administratrix of the estate of said decedent, and that letters of administration issued to him upon his filing the oath by law required and a bond in this Court in the penal sum of Five Hundred (\$500.00) Dollars, with sureties to be approved by the Judge of this Court conditioned according to law.

By the Court,

Dated May 28th 19 26.

(Court Seal)

J. B. Friend  
Judge of Probate

7628.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frank Chalk  
Decedent.

Order Granting Administration.

Filed the 21<sup>th</sup> day of

May 19 26

Recorded in Book "55" of orders

page 89

Jacob A. Lake  
Clerk—Judge of Probate.

1500 6000  
0004 0091

STATE OF MINNESOTA, } ss.  
County of Stearns

## Citation for Hearing on Petition for Administration.

Estate of Frank Chalk, Deceased.  
State of Minnesota, County of Stearns,  
In Probate Court.

In the Matter of the Estate of Frank Chalk, Decedent.

The State of Minnesota to all persons interested in the granting of administration of the estate of said decedent:

The petition of Martha Chalk, having been filed in this Court, representing that Frank Chalk, deceased, then a resident of the County of Stearns, State of Minnesota, died intestate on the 21st day of March, 1926, and praying that letters of administration of his estate be granted to her the said Martha Chalk, and the Court, having fixed the time and place for hearing said petition:

Therefore, you and each of you, are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Rooms in the Court House, in the City of St. Cloud, in the County of Stearns, State of Minnesota, on the 25th day of May, 1926, at nine o'clock, A. M., why said petition should not be granted.

Witness, the Judge of said Court, and seal of said Court, this 1st day of May, 1926.

(Court Seal)  
may 6 13 20

J. B. HEDSL,  
Probate Judge.

Chas. A. Petters, 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 Der Nordstern, a weekly newspaper printed and published in the city of St. Cloud in said Stearns County, State of Minnesota, on Thursday of each week;

That he has knowledge of the facts and knows personally that the printed notice Citation for Hearing on Petition hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for three weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the 5th day of May, 1926, and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday, the 20th day of May, 1926.

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by section 3 and 4 of chapter 484, Session Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said sections 3 and 4, to-wit: that for more than one year last past from the date of the first publication of said notice

..... said newspaper has been

(1) Printed from the place from which it purports to be issued principally in the German language, except as to any legal publication, and 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.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two hundred and forty copies regularly delivered to paying subscribers, and that prior to the date of the first publication of said notice

the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the county auditor of said County of Stearns, State of Minnesota an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in section 2 of chapter 484, Session Laws Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from A to Z both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement herunto attached, viz:

abcdefghijklmnopqrstuvwxyz

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 484, Session Laws of Minnesota 1921, and is intended to accompany the bill for the publication in said newspaper of the above legal advertisement.

Chas. Petters  
Subscribed and sworn to before me this 20th day of May, 1926.  
Notary Public, Stearns County, Minnesota.  
Geo. L. Rosenherzer  
My Commission expires Feb. 7, 1928.

00040092



7628

# State of Minnesota

Stearns County

## In Probate Court

In the Matter of the Estate of

*Frank Chalk*

Deceased

Affidavit of Publication of Order  
for Hearing on

*Administration*

Filed

*May 22<sup>nd</sup>*

1926

*Jacob A. Baker*  
Clerk

Judge of Probate, Stearns Co., Minn.

66040093

State of Minnesota,  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of

Frank Chalk

Decedent.

## LETTERS OF ADMINISTRATION.

Martha Chalk

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

Now Therefore, the said Martha Chalk

is hereby appointed administrator of the estate of Frank Chalk Deceased,

decendent, 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 the said decedent.

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

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

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

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

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

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

Dated June 1st, 1926

By the Court,



J. B. Thimsh  
Judge of Probate.

State of Minnesota,

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

In Probate Court.

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

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

this

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

A. D. 19\_\_

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

## In Probate Court

In the Matter of the Estate of

Frank Chalk

Decedent.

## Letters of Administration

Filed this 10<sup>th</sup> day of June, 1926, and  
recorded in Book "F" of Letters  
on page 271.

Jacob A. Lake  
Clerk—Judge of Probate.

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Frank Chalk

Decedent.

## Order Appointing Appraisers.

To Nicholas Thomey & Louis C. Sueber

Greeting:

Whereas, Martha Chalk

as Representative of the Estate of the above named decedent, has applied to this Court for the appointment of appraisers to appraise the said estate, and this Court is desirous that the said estate be appraised as provided by law.

Now, Therefore, Trusting in your integrity and disinterestedness, this Court by these presents, does appoint you Nicholas Thomey & Louis C. Sueber

appraisers of all the property

and estate of the said Frank Chalk

as described in the inventory thereof to be furnished you by the said Representative of said estate and you are hereby required to first take and subscribe the oath prescribed by law, and thereupon to faithfully and honestly, and according to your best ability, appraise the said property at its full value in cash, and to set down in figures opposite each item in said inventory, the value thereof in money, and to foot up by itself the amount of each class as shown by said inventory, and to certify to said appraisal as required by law, and to return the said inventory with your appraisal duly certified thereon, to the said Representative of said estate with all convenient speed.

Dated this

1<sup>st</sup>

day of

OctoberA. D. 19 26

By the Court:

(Court Seal)

Judge of Probate.

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

IN PROBATE COURT

In the Matter of the Estate of

\_\_\_\_\_  
*Decedent.*

Order for Appointment of  
Appraisers in Estates

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

19 \_\_\_\_\_

and recorded in Book \_\_\_\_\_ of orders

page \_\_\_\_\_.

\_\_\_\_\_  
Clerk—Judge of Probate.



State of Minnesota,  
County of *Stearns*

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

*Frank Clark*  
Decedent.

## INVENTORY AND APPRAISEMENT

## OATH OF APPRAISERS

State of Minnesota,  
County of *Stearns*

*Nicholas Thony* and

do solemnly swear, each for himself, that I will faithfully  
and justly perform all the duties of the office and trust which I now assume as appraiser of the estate of  
*Frank Clark*, decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

day of *October*, 19*26*

*Jacoba Lahr*  
Notary Public, County, Minn.

My commission expires *12*  
CLERK OF THE PROBATE COURT,  
STEARNS COUNTY, MINN.

*Louis J. Duerbe*  
*Nicholas Thony*

## INVENTORY AND APPRAISEMENT

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

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

## CLASS I

## REAL ESTATE

## VALUE

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

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

*An undivided one-half of the Easterly one-half of Lot 5 in Block 12, Edlbrook,  
Addition to St. Cloud Minn.*

(b) All other real estate of decedent being in the county of *Pennington*

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

*N $\frac{1}{2}$  of S.W. 1/4 and  
the N $\frac{1}{2}$  of S.E. 1/4 of Section 34, Town  
38 Range 28, subject to a Contract  
for Death dated Nov. 23<sup>d</sup> 1912 to Peter  
Kozick for 3500<sup>00</sup> Dollars upon which  
two thousand Dollars are yet payable* *2000<sup>00</sup>*

## CLASS V

Mortgages, bonds, notes and other evidences of debt:

(Here list any written obligations of any kind due and owing decedent.) (Give maker's name, date, amount, rate of interest and interest accrued to date of death)

One Note for 1500<sup>00</sup> dated April 28<sup>th</sup> 1920 \$  
made by Charles Bjorklund and Bertha M.  
Bjorklund of which 100<sup>00</sup> is paid toward  
by a Mortgage bearing same rate recorded in  
Records of County May 12<sup>th</sup> 1920, in Book 114 of  
Mortgages on Page 402 1400<sup>00</sup>

Total value of mortgages, bonds, notes, etc. \$

## CLASS VI

All other personal property: (Here list cash, bank accounts, annuities, farm crops, machinery, etc.)

\$

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

\$

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,

*Martha C. Chalk*

Representative

NOTE—If estate is subject to Inheritance Tax make this in triplicate. Notify Attorney General of meeting of appraisers.  
Form approved Oct. 24, 1917, by Lyndon A. Smith, Attorney General.

## VERIFICATION

State of Minnesota, }  
County of Stearns } ss.

Martha Chalk  
being duly sworn, on oath say that she the representative of the estate above specified; that she has read the foregoing inventory subscribed by her and know of the contents thereof and that the same is true of her own knowledge, save as to those matters therein stated on information and belief, and as to those matters she believe it to be true.

Subscribed and sworn to before me this

1st day of Oct., A. D. 1926

Jacob A. Galah  
Notary Public,

County, Minn.

My commission expires

, 19

Martha Chalk  
Representative

## CERTIFICATE OF APPRAISERS

State of Minnesota, }  
County of Stearns }

the Probate Court of Stearns  
Frank Chalk

We, the undersigned appraisers, duly appointed by  
County, Minnesota, to appraise the estate of  
Decedent, having first duly taken and subscribed

by law and hereto annexed, hereby certify and return, that we have carefully examined 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 1st day of October, A. D. 1926

Louis F. Tucker  
Nicholas Loney  
Appraisers.

File No. 7628

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frank Chalk

Decedent.

Inventory and Appraisement

Total Personal - \$

Total Real Estate - \$

Total Appraisement - \$

Filed this 1st day of  
October, A. D. 1926

Jacob A. Galah  
Clerk-Judge of Probate Court.

State of Minnesota, } ss.  
County of Hennepin

## IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Frank Check

Decedent.

## ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 1<sup>st</sup> day of October, 1926, 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 there being no adverse appearance or objection

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 3<sup>rd</sup> day of September, 1926, in the Star Nordestern

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	- - - - -	\$ <u>1400.00</u>
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 <u>by widow to pay expenses</u>	- - - - -	\$ <u>616.70</u>
	- - - - -	\$ -
	- - - - -	\$ -
Total receipts from all sources	- - - - -	\$ <u>2016.70</u>

## DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$ -
Maintenance of family of decedent	- - - - -	\$ -
Expenses of administration	- - - - -	\$ <u>44.60</u>
Expenses of last sickness	- - - - -	\$ <u>163.50</u>
Funeral expenses	- - - - -	\$ <u>339.60</u>
Taxes	- - - - -	\$ <u>39.00</u>
Claims of creditors of decedent	- - - - -	\$ -
Legacies	- - - - -	\$ -
	- - - - -	\$ -
	- - - - -	\$ -
Residue on hand for distribution <u>See Estate Mtg.</u>	- - - - -	\$ <u>1400.00</u>
Total credits	- - - - -	\$ <u>2016.70</u>

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

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

Dated

*October 1st*

, 19*26*

By the Court,

*J. B. Smith*  
Probate Judge.

No. *7628*

State of *Minnesota*,

County of *Stearns*

# PROBATE COURT.

In the Matter of the Estate of

*Frank Black*

Order Allowing Final Account.

Filed this

*1st*

day of

*Oct.*

19*26*, and

recorded in Book No. *59* of Orders,

on Page *56*

*Jacobs, Lalo*  
Clerk ~~Judge~~ of Probate.



STATE OF MINNESOTA,  
County of Benton } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Frank Chalk, Decedent }

## BOND

KNOW ALL MEN BY THESE PRESENTS, That we Martha Chalk  
of the City of St. Cloud  
in the County of Stearns State of Minnesota, as principal and  
Henry Bettendorf and John Bronder, of the Village of Foley, Benton  
County, Minnesota  
of said County and State as sureties, are held and firmly bound to Hon. J. B. Himel  
Judge of Probate of the County of Stearns Minnesota, in the sum of  
One-thousand (\$1000.00) DOLLARS,  
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office; for which  
payment, well and truly to be made we bind ourselves, our, and each of our, heirs, executors and administrators,  
jointly and severally, firmly by these presents.

The condition of this obligation is such that, if the above bounden  
Martha Chalk who has been appointed representative of the estate of the  
above named Frank Chalk, Decedent, shall  
well and faithfully discharge all the duties of his trust as representative of said estate according to law, then this  
obligation shall be void; otherwise it shall be and remain in full force and virtue.

WITNESS, Our hands and seals this 31st day of May,  
Signed, Sealed and Delivered in Presence of

W. B. Callahan  
Pauline R. Brenning

Henry Bettendorf (SEAL)  
John Bronder (SEAL)  
(SEAL)  
(SEAL)

## ACKNOWLEDGMENT

STATE OF MINNESOTA,  
County of Benton } ss.

BE IT KNOWN, That on this 31st day of May A. D. 1926  
personally appeared before me Martha Chalk, Henry Bettendorf and John Bronder

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.

W. B. Callahan  
XXXXXX

W. B. CALLAHAN  
PROBATE JUDGE My Commission expires JAN. 1st 1928.  
BENTON COUNTY, MINN.

JUSTIFICATION

STATE OF MINNESOTA,

County of Benton

} ss.

Henry Bettendorf and

John Bronder

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 Henry Bettendorf in the sum of Five-hundred Dollars,  
the said John Bronder in the sum of Five-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

31st day of May

A. D. 1926

W. B. Callahan  
W. B. CALLAHAN XXXXXX  
PROBATE JUDGE XXXXXX  
term BENTON COUNTY, MINN. XXXXXX  
My XXXXXX expires Jan, 1st 1928

APPROVAL

I do hereby approve the within bond this 1st day of May A. D. 1926

J. B. Hennrich  
Judge of Probate

OATH

STATE OF MINNESOTA,

County of Stearns

} ss.

I, Martha Chalk

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 Frank Chalk, Decedent to the best of my ability. So help me God.

Subscribed and sworn to before me this 31st day of May 1926

Martha Chalk  
W. B. Callahan  
W. B. CALLAHAN XXXXXX  
PROBATE JUDGE XXXXXX  
term BENTON COUNTY, MINN. XXXXXX  
My XXXXXX expires Jan, 1st 1928

If the within bond was presented to me for a like purpose and for a like amount I would approve it,

W. B. Callahan  
Judge of Probate of Benton County,

STATE OF MINNESOTA

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frank Chalk

Decedent.

BOND AND OATH OF

REPRESENTATIVE

Filed this 1st day of June 1926

and said Bond recorded in Book 181

of Bonds, on Page 101 of Probate

Records.

Jacob A. Lala  
Clerk, Judge of Probate.

No. 47 Old

# FINAL DECREE

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

Special TERM October 1st, 1926.

In the Matter of the Estate of Frank Chalk Deceased.

It appearing to the Court now here, on satisfactory proofs and the evidence, that the necessary expenses of funeral, of last sickness of said deceased, and of administration of said estate, have been fully paid, and that all the debts existing against said deceased, or allowed by the Court, pursuant to law, have been fully paid and satisfied, and that said estate has been fully administered, as by the Final Account

of Mattha Chalk, representative

of said estate, duly audited and allowed by this Court, pursuant to due notice given and served, will appear, reference being had thereto.

AND IT FURTHER APPEARING, That due notice of the application for this Final Decree in said matter, assigning the estate to the persons thereto entitled by law, has likewise been duly given and served pursuant to the law in such case made and provided.

AND IT FURTHER APPEARING, That the said deceased died on the 21st day of

March 1926, testate, and the residue of said estate consists of

the following described real estate, to-wit: The tracts or parcels of land situated and being in the County of Stearns and State of Minnesota, described as follows:

An undivided one-half (1/2) of the Easterly one-half (Ely<sup>1</sup>/<sub>2</sub>) of Lot five (5) in Block twelve (12) in Edelbrock's Addition to St. Cloud according to the plat and survey of said Addition on file and of record in the office of the Register of Deeds in and for said Stearns County, Minnesota. Said tract constituted and was the Homestead of said deceased at the time of his death.

Also those other tracts or parcels of land situated and being in the County of Benton, State of Minnesota, described as follows:- The West half of the Northeast quarter (W<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>), and the West half of the Southeast quarter (W<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>) of Section thirty-four (34), Township thirty-eight (38), Range twenty-eight (28). Said described real estate being subject to a Contract for Deed dated November 23rd, 1912, to Peter Koziol, upon which there is still due the sum of two thousand (\$2000.00) Dollars.

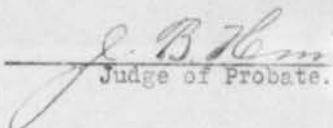
Also personal property described as follows:- One promissory note for fifteen hundred (\$1500.00) Dollars, dated April 28th, 1920, made by Charles Bjorkland and Bertha M. Bjorkland, on which one hundred (\$100.00) Dollars is paid, and secured by real estate mortgage recorded in the office of the Register of Deeds of Ramsey County, Minnesota, in Book 114 of mortgages, on page 402.

AND IT FURTHER APPEARING, That Martha Chalk, the surviving widow of said deceased, and only heir at law, has paid all the expenses as above enumerated, out of her own personal funds, and has kept the property, described in the inventory, intact for distribution; and that she is the person entitled to all of said estate by law.

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 powers and authority vested in the same by law, does hereby order, adjudge and decree, that all and singular the above described real and personal property, together with all other the estate of said deceased, in the State of Minnesota, if any there be, be, and the same is hereby assigned to and vested in the hereinbefore named Martha Chalk, surviving widow and only heir at law of said deceased, in fee simple, and absolutely forever.

TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging, or in any wise appertaining to the said above named persons and their heirs and assigns forever.

  
Judge of Probate.



No. 7628

State of Minnesota  
STEARNS COUNTY  
PROBATE COURT

ESTATE OF

Frank Chalk

DECEASED.

FINAL DECREE

Filed this 1st day of  
October, 1926, and recorded  
in Book.....on page.....  
thereof.

*Joseph L. Lahn*  
Clerk of Probate.