



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

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CITATION FOR HEARING ON PETITION FOR PROBATE OF WILL

Estate of Anna Wallek, Deceased.
State of Minnesota, County of Stearns.In Probate Court.
In the Matter of the Estate of Anna Wallek Decedent.

THE STATE OF MINNESOTA to all persons interested in the allowance and probate of the will and codicil thereto of said decedent: The petition of Tillie Wallek being duly filed in this court, representing that Anna Wallek, deceased, then a resident of the County of Stearns State of Minnesota, died on the 24th day of May 1926, leaving a last will and testament and codicil thereto which is presented to this court with said petition, and praying that said instrument be allowed as the last will and testament and codicil thereto of said decedent, and that letters Testamentary be issued thereon to Tillie Wallek.

NOW 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 County of Stearns State of Minnesota, on the 2nd day of July 1926, at nine o'clock A. M., why the prayer of said petition should not be granted.

WITNESS THE HONORABLE, J. B. Himal Judge of said court, this 26th day of May 1926.

J. B. Himal
Judge.

(Court Seal)
R. J. QUINLIVAN
Attorney for Petitioner.

STATE OF MINNESOTA, } ss.
COUNTY OF STEARNS.

FRED SCHILPLIN 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 St. Cloud Daily Times, a daily newspaper printed and published in the City of St. Cloud in said Stearns County, State of Minnesota, every evening except Sunday and legal holidays.

That he has knowledge of the facts and knows personally that the printed Hearing on Pet. for Probate of Will 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 3rd day of June, 1926, and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday 17th day of June, 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 HEAR. ON PET. FOR PROBATE OF WILL 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 daily except Sunday and legal holidays 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 HEARING ON PETITION FOR

PROBATE OF WILL 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 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 hereto 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 25th day of June, 1926.
\$7.20 (OTTO A. RUPF) Notary Public, Stearns County, Minnesota.

My Commission expires 10/3-30

0023 0607

7647

Printer's Affidavit of
Publication

in the

ST. CLOUD DAILY TIMES

OF Estate of Anna Wallek,
Deceased.

CITATION FOR HEARING
ON PETITION FOR PROBATE
OF WILL

FILED THIS 2nd DAY

OF July A.D. 1926

Garold K. Kohn
Clerk of Probate

9023 0688

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anna Wallek

Decedent.

Order Appointing Appraisers.

To P. H. Collignon and J. E. Kinsella

Greeting:

Whereas, Tillie Wallek

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 P. H. Collignon and J. E. Kinsella

appraisers of all the property

and estate of the said Anna Wallek,

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 13th day of October A. D. 19 26

By the Court:

(Court Seal)

W. B. Callahan
Judge of Probate of
Benton County acting as and for the
Judge of Probate of Stearns County

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

Clerk—Judge of Probate.

State of Minnesota,

County of Stearns,

ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anna Wallak

Decedent.

INVENTORY AND APPRAISEMENT.

OATH OF APPRAISERS

State of Minnesota,

County of Stearns,

ss.

P. H. Collignon and

J. E. Kinsella

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

Subscribed and sworn to before me this

15th day of October, 1928.

R. J. O'NEILIVAN,
Notary Public, Stearns County, Minn.
My Commission Expires September 7, 1929.
My commission expires 19

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 her possession and of which she has knowledge after diligent search and inquiry concerning the same, classified as follows, to-wit:

CLASS I

REAL ESTATE

(a) The homestead of decedent, being in the County of Stearns State of Minnesota, described as follows, to-wit: Easterly one half of Lot numbered Five (5) in Block numbered Two (2) in Edelbrook's Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota. 5000.00

(b) All other real estate of decedent being in the county of Stearns State of Minnesota, described as follows, to-wit: Lot numbered Nineteen (19) in Block numbered Two (2) in Drah's Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota. 4600.00

Total value of real estate - - - - - \$ 9,600.00

CLASS II

Furniture and household goods described as follows:

Furniture and household goods used by decedent \$ 100.00

Total value of furniture and household goods - - - - - \$ 100.00

CLASS III

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

Wearing apparel of decedent \$ 25.00

Total value of wearing apparel and ornaments - - - - - \$ 25.00

CLASS IV

Stock in banks and other corporations:

\$

Total value of stock - - - - - \$

CLASS V

Mortgages, bonds, notes and other evidences of debt:

(Here list any written obligations of any kind due and owing decedent.) ¹ Give maker's name, date, amount, rate of interest and interest accrued to date of death.

5

Total value of mortgages, bonds, notes, etc.	-	-	-	-	-	-	-	\$
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CLASS VI

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

2

State Bank, St. Cloud, Minnesota.

\$6,450.00

Total value of all other personal property - - - - - \$ 4,450.00

SUMMARY

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

\$ 9,600.00

The total value of all the personal property of decedent, as valued by the appraisers

herein, is

\$ 6,575.00

The total value of the entire estate of decedent, as valued by the appraisers herein,

is

\$16,175.00

Respectfully submitted,

Tellie Halleck

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.

0023 06 13

VERIFICATION

State of Minnesota, } ss. Willie Wallak
County of Stearns

being duly sworn, on oath say that she is the representative of the estate above specified; that she has read the foregoing inventory subscribed by her and knows the contents thereof and that the same is 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
13th day of October, A. D. 19 26
A. J. Quinn
Notary Public, E. J. QUINN,
Notary Public, Stearns County, Minn.
My commission expires September 7, 1929
Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, } ss.
County of Stearns
the Probate Court of Stearns County, Minnesota, to appraise the estate of
Anna Wallak, 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 13th day of October, A. D. 19 26.

D. H. Cullen
J. E. Cullen
Appraisers.

File No. 7647
State of Minnesota,
County of Stearns,
PROBATE COURT.
IN THE MATTER OF THE ESTATE OF
Anna Wallak
Decedent.
INVENTORY AND APPRAISEMENT
Total Personal - \$6575.00
Total Real Estate - \$9600.00
Total Appraisement - \$16175.00
Filed this 16th day of
October, A. D. 19 26.
W. A. Laker
Clerk—Judge of Probate Court.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of Anna W allek Deceased:

The Petition of Tillie W allek
as executrix of said estate of Anna W allek
deceased, represents and states: That she is
the executrix of said estate; that the final
account of said executrix
has been duly filed, examined and settled herein, and that the final decree in said estate has been duly
made and filed herein, assigning the residue of said estate to the persons entitled thereto by law; and
that she
has, as such executrix fully complied with all the terms and conditions of said final
decree, and of all other decrees and orders of the said Probate Court in said matter, and has paid
over to the distributees and persons named in said final decree all moneys and funds and property to
them awarded in and by said final decree, and herewith presents and files due proofs and vouchers of
said payment and distribution of said moneys, funds and properties pursuant to said final decree, the
orders and decrees of this Court, according to law.

Wherefore, Your petitioner pray s that a time and place be fixed for a hearing upon this
her petition, and for the order of this Court upon such hearing that she
as such executrix of said estate, and the sureties on her bond, be
all liability by reason of said trust and by reason of her said administration.

Tillie Wallek

State of Minnesota, }
County of Stearns } ss.

Tillie Wallek
being duly sworn, on oath says that she is the executrix of the estate above entitled
and the person who make the foregoing petition; that she has read the foregoing
petition and know s the contents thereof; and that the same is true of her own knowledge.

Tillie Wallek

Petitioner

Subscribed and sworn to before me this 28th day of April, A. D. 1927

H. J. Reinman
Representative 45th District, Minn.
My term expires Jan. 1, 1929.

7647.

State of Minnesota.

County of Stearns

PROBATE COURT

Petition for Discharge of Executor
or Administrator.

In the Matter of the
Estate of Anna Wallek,
Decedent.

Received and filed this

29

day of April, A. D. 1927

Jacob A. Lahr

Clerk-Judge of Probate.

County, Minn.

State of Minnesota,
COUNTY OF Stearns }

IN PROBATE COURT

In the Matter of the Estate of Anna Wallek Deceased:

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

Tillie Wallek

as Executrix 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 Executrix

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

Dated this 29th day of April A. D. 1927

M. B. Callahan
Judge of Probate

of Benton County, Minn.
acting as and for the Judge of Probate of
Stearns County, Minnesota.

0023 0617

IN PROBATE COURT

COUNTY OF *Sherman*

IN THE MATTER OF THE ESTATE OF

Anna Hallett

Deceased

Order Discharging Executor
or AdministratorFiled this *39th* day of*April*192*7*Recorded in Book *58* of Orders,Page *163**Jacob A. Lahr*

Clerk Judge of Probate

State of Minnesota,

IN PROBATE COURT,

County of Stearns

ss.

In the Matter of the Estate of Anna Wallek Deceased.

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Tillie Wallek named as executrix of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Tillie Wallek give bonds to the Judge of this Court in the sum of

Six Thousand and no/100 (\$6000.00)----- Dollars,

conditioned that he will faithfully execute the duties of said trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be her issued.

Dated at St. Cloud Minnesota, the 2nd day of July
A. D. 19 26

By the Court,

Atwood & Quinliven
Attorney for Petitioner.

M. B. Hallahan
Judge of Probate.
for Judge of Probate
M. C. Quinn

0023 8619

No. 7647

IN PROBATE COURT

County of *Sevier*

In the Matter of the Estate of

Anna Haller

Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this *2nd* day of

July A. D. 19*76* and

recorded in Book _____ of Orders, on

page _____

James D. Gato
Clerk—~~Judge~~ of Probate.

State of Minnesota,
County of Hennepin } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anna Hallett

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 12th day of Nov, 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 by R. J. Quinlan 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 21st day of October, 1926, in the St. Cloud Times

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>6575.00</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	- - - - -	\$ <u>124.36</u>
Cash from other sources	- - - - -	\$ <u>55.00</u>
Cash from Rent of House (Trust Fund) - 2000	- - - - -	\$
Fees Expended for repairs - 133.79	- - - - -	\$ <u>66.71</u>
Total receipts from all sources	- - - - -	\$ <u>6870.57</u>

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ <u>153.10</u>
Expenses of last sickness	- - - - -	\$ <u>126.00</u>
Funeral expenses	- - - - -	\$ <u>232.00</u>
Taxes	- - - - -	\$ <u>109.74</u>
Claims of creditors of decedent	- - - - -	\$ <u>58.98</u>
Legacies <u>W. H. Goods &c</u>	- - - - -	\$ <u>125.00</u>
	- - - - -	\$ <u>695.82</u>
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ <u>6125.49</u>
Total credits	- - - - -	\$ <u>6820.57</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 Nov 12th, 1926

By the Court,

W B Callahan
Probate Judge.

of Benton County Minnesota
acting as and for the Judge of
Probate of Stearns County Minnesota

No. 7647
State of Minnesota,
County of Shannon
PROBATE COURT.
In the Matter of the Estate of
Anna Wallik
Order Allowing Final Account.

Filed this 12th day of
Nov. 1926, and
recorded in Book No. 57 of Orders,
on Page 59
Jacob A. Gahr
Clerk-Judge of Probate.

State of Minnesota,
County of Stearns,

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anna Wallek, Decedent.

BOND

Know all Men by these Presents, That we Tillie Wallek
, as principal,

and Fidelity and Deposit Company of Maryland

a corporation organized under the laws of the State of Maryland
and holding the certificate of the Insurance Commissioner of the State of Minnesota showing that it is
authorized to contract as surety upon bonds in said State of Minnesota, as surety, are held and firmly
bound unto W. B. Callahan, as Acting

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

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

Tillie Wallek, who has been appointed repre-
sentative of the estate of the above named, Anna Wallek shall well and
faithfully discharge all the duties of her trust as representative of said estate according to
law, then this obligation shall be void; otherwise it shall remain in full force and virtue.

In Witness Whereof, Said principal has hereunto affixed her hand and seal;
and the said surety has caused these presents to be signed by its attorney in fact

and its corporate seal to be hereto attached by authority of its Board
of Directors, this 7th day of July, 1926.

Signed, Sealed and Delivered in Presence of

J. L. Dowling
Louis C. Follmer

Tillie Wallek (Seal)

(Seal)

Fidelity and Deposit Company of Maryland.

By Ray J. Quinlivan

ACKNOWLEDGMENT OF PRINCIPAL.

State of Minnesota,
County of Stearns,

On this 7th day of July, 1926, before me
appeared Tillie Wallek, to me well known,
to be the person who executed the foregoing bond as principal, and she acknowledged
that she executed the same for the uses and purposes herein expressed as her free act and
deed.

Notary Public,

County, Minnesota.

My Commission Expires

May 22, 1927

ACKNOWLEDGMENT OF SURETY.

State of Minnesota,
County of Stearns,

On this 7th day of
July, 1926, before me appeared Ray J. Quinlivan,
to me personally known, who being by me

duly sworn, did say that he is the attorney in fact
of Fidelity and Deposit Company of Maryland, a corporation; that the seal affixed
to the foregoing instrument is the corporate seal of said corporation, and that said instrument was exe-
cuted in behalf of said corporation by Ray J. Quinlivan, by authority of its Board of
Directors; and the said Ray J. Quinlivan
acknowledged said instrument to be the free act and deed of said corporation.

Notary Public,

County, Minnesota.

My Commission Expires

May 22, 1927

4423 0623

APPROVAL.

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

7th

day of

July

1926.

W.B. Hallahan

Probate Judge.

of Benton County, Minn. acting for the

OATH OF REPRESENTATIVE. Judge of Probate of Stearns Co., Minn.

State of Minnesota,

County of Stearns,

ss.

I, Tillie Wallek

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

assume as executor of the estate

of the above named Anna Wallek

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

Tillie Wallek

Subscribed and sworn to before me this 7th

day of July

1926.

J. I. Donahue

Notary Public

Stearns

County, Minnesota.

My Commission Expires

May 22, 1927

State of Minnesota,

County of Stearns.

PROBATE COURT.

In the Matter of the Estate of

Anna Wallek Decedent.

Bond and Oath of Representative
(SURETY COMPANY FORM)

Filed the 7th day of

July, 1926, and said

bond recorded in Book 188 of

Bonds, page 24 of Probate

Records.

Jacob A. Kahn

Clerk-Judge of Probate.

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

IN PROBATE COURT

In the Matter of the Estate of

Anna Wallek

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 City of St. Cloud (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: As an heir and the sole executrix, and one of the (2) devisees and legatees named in said Will.

SECOND—That said decedent died at St. Cloud County of Stearns State of Minnesota, on the 24th day of May, 1926, aged 69 years and at the time of his death was a citizen of the Country of United States of America and a resident of City 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 W 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 \$ 6,600.00 divided as follows:

1. Household goods, \$	100.00	2. Wearing apparel, \$	50.00
3. Stock, \$	None	4. Notes, bonds, etc., \$	None
5. Miscellaneous, \$	6,450.00		

That said estate also included (4) real estate of the estimated worth and probable value of \$ 6,075.00 situated in City of St. Cloud in said County of Stearns State of Minnesota, to-wit:

1. City Property	Lots without buildings, \$	
	Lots with buildings, \$	2,775.00
2. Rural Property	Acres unimproved lands, \$	
	Acres improved land, \$	
3. Homestead		\$ 3,300.00

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.

0023 0625

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	RESIDENCE	POST OFFICE ADDRESS	RELATION- SHIP
Mary Langosch	49	Minneapolis, Minnesota.	1411-4th Street No., Minneapolis, Minn.	Daughter.
John Wallek	47	St. Cloud, Minnesota.	101-15th Avenue No., St. Cloud, Minn.	Son.
Joseph Wallek	45	St. Cloud, Minnesota.	130-15th Avenue No., St. Cloud, Minn.	Son.
Anna Tomozik	43	Wassau, Wisconsin.	2707 1/2-6th Street No., Wassau, Wisconsin.	Daughter.
Michael Wallek, also known as Michael Waller, Frank Wallek	41	Oakland, California.	1084-24th Street, Oakland, Cal.	Son.
Tillie Wallek	38	St. Cloud, Minnesota.	1214-2nd Street No., St. Cloud, Minn.	Son.
Bernard Wallek	35	St. Cloud, Minnesota.	1214-2nd Street No., St. Cloud, Minn.	Daughter.
Albert Wallek	32	St. Paul, Minnesota.	1007 North Victoria St., St. Paul, Minn.	Son.
Clarence Wallek	30	Milbanks, South Dakota.	Milbanks, South Dak.	Son.
	26	St. Cloud, Minnesota.	1214-2nd Street No., St. Cloud, Minn.	Son.

SIXTH—That Tillie Wallek whose Post Office address is 1214-2nd Street North, St. Cloud, Minn. is named in said Will as execut^{XX} thereof and is a^{is} available and competent person to be execut^{XXX} of said Will. ^{RLX}

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Tillie Wallek be appointed execut^{XX} thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said

Tillie Wallek

May 29th

1926.

Tillie Wallek

Petitioner.

State of Minnesota,

County of Stearns,

Tillie Wallek

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

Tillie Wallek

Subscribed and sworn to before me this

29th day of May 1926.

Notary Public, Stearns County, Minn.
My Commission Expires September 7, 1929

My Commission expires

19

State of Minnesota,

County of Stearns,

IN PROBATE COURT

Petition for Allowance and
Probate of Will.

In the Matter of the Estate of

Anna Wallek

Decedent.

Filed this 29th day of

May 1926

Jacob L. Linder
Clerk of Probate.

State of Minnesota,
County of Stearns

IN PROBATE COURT.

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

Anna Wallek

Proof of Will

Decedent.

State of Minnesota,
County of Stearns

J.B.Himsl

being

Codicil to the last

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

subscribing witnesses to the instrument now shown him, bearing date the 23rd

day of November A. D. 19 23 and purporting to be a codicil to the last

Anna Wallek

of the County

of Stearns and State of Minnesota now here presented

for probate; that he knew

and was well acquainted with the said Decedent, in her lifetime and at the time of her death,

that on the day and date of said instrument, to-wit, the 23rd day of November

A. D. 19 23, the said instrument was signed, sealed, executed and then and there acknowledged, published

and declared by the said decedent, to be a codicil to her Last Will and Testament, in the pres-

and of C.B.Lewis

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

C.B.Lewis

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 deponent's knowledge, and as he verily believes.

In Paragraph 8. of the Will, the scrivner of the Last Will and Testament herein has made an inadvertant error in omitting the words Crambs Second Addition. There is no such lot in Crambs Addition, and it was the intention of the Testator, that it should be Crambs Second Addition. The description should be as follows:-

Lot number nineteen (19) in Block number (2), in Crambs Second Addition according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said Stearns County.

And further deponent saith not.

Subscribed and sworn to before me this

2nd day of July A. D. 19 26

M.B. Callahan

Judge of Probate.

of Benton County Minnesota acting for the
Judge of Probate of Stearns County Minn

0023 0627

No. 7647

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

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Anne Waller
Decedent.

TESTIMONY OF

J. B. Skins
Subscribing Witness to Will.

Taken, sworn, subscribed and filed
this *2nd* day of

July 19 *26*
Jacob A. Lahn
Clerk—Judge of Probate.

State of Minnesota,
County of **Stearns**

IN PROBATE COURT.

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

Anna Wallek

Proof of Will

Decedent.

State of Minnesota,
County of **Stearns**

John L. Domnik

, being

duly sworn on behalf of the proponent of the Will, doth depose and say: that **he is** is one of the
subscribing witnesses to the instrument now shown **him**, bearing date the **23rd**

day of **November** A. D. 19 **23** and purporting to be the Last Will and Testament of
Anna Wallek

of **Stearns** and State of **Minnesota** now here presented
for probate; that **he** knew

and was well acquainted with the said Decedent, in **her** lifetime and at the time of **her** death,
that on the day and date of said instrument, to-wit, the **23rd** day of **November**

A. D. 19 **23**, the said instrument was signed, sealed, executed and then and there acknowledged, published
and declared by the said decedent, to be **her** Last Will and Testament, in the presence of deponent
and of **John A. Roeser**

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

John A. Roeser

the other subscribing witness did then and there, in the presence of the said decedent, and at
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 deponent's knowledge, and as **he** verily believes.

And further deponent saith not.

Subscribed and sworn to before me this

2nd day of **July** A. D. 19 **26**

W. B. Callahan
Judge of Probate.

of Benton County Minnesota acting for the
Judge of Probate of Stearns County Minnesota

John L. Domnik

No. 7647

State of Minnesota, }
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Anna Haller

Decedent.

TESTIMONY OF

John L. Dominik
Subscribing Witness to Will.

Taken, sworn, subscribed and filed

this 2nd, day of

July 1926

Harold A. Lake
Clerk—Judge of Probate.

IN THE NAME OF GOD, AMEN.

I, Anna Wallek 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 in the words and figures following, to-wit:

1. I order and direct my executrix hereinafter named to pay all my just debts and funeral expenses as soon after my decease as conveniently may be. And I further direct my said executrix to expend the sum of one hundred dollars in having holy Masses read for the repose of my soul; fifteen dollars for holy Masses for the repose of the souls of my deceased parents, and twenty-five dollars for holy Masses for the repose of the souls of the deceased parents of my divorced husband, John Wallek, fifty dollars for the repose of the soul of John Wallek, her husband.

2. I give and bequeath the sum of fifty dollars to the Society of the Divine Word of Techny, Illinois, a corporation, with the request that the same be used for the purpose of having holy Masses read for the repose of my soul.

3. I give and bequeath to the Society for the Protection of Destitute Roman Catholic Children, at the City of Buffalo, a corporation created and existing under the laws of the State of New York, the sum of twentyfive dollars.

4. I give and bequeath to my sons, John Wallek, Frank Wallek, and Ben Wallek, each the sum of two hundred (\$200.00) Dollars.

5. I give and devise to my daughter Tillie Wallek the Easterly half of Lot number five (5) in Block Number two (2) in Edielbrock's addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota, in fee

simple, forever, and all my household goods and wearing apparel.

6. My son Frank has received Lot one (1) during my life time as a part of his share.

7. My son John has received payment for his services during my life time, and consequently he must not file any claim against my estate.

RE 8. I give and devise to my son Clarence Wallek, Lot numbered nineteen (19) in Block Two (2) in Grambs Addition to St. Cloud according to the plat and survey thereon on file and of record in the office of the Register of Deeds in and for said County.

9. All the rest, residue and remainder of my property, both real and personal, of whatever name and nature, and wherever the same may be situate, I give, devise and bequeath to my following named children: John Wallek, Joseph Wallek, Anna Tomczik, Michael Wallek, Frank Wallek, Bernard Wallek, Albert Wallek, and Mary Langosch, in equal shares, share and share alike, in fee simple forever.

10. If any of my devisees or legatees shall dispute or attack this will, or any part of the same, or seek to have the same, or any part thereof set aside, such attempt shall operate to revoke and annul any and all provisions made herein and such devisee Or legatee, or such legatees or devisees, shall take nothing, and the property herein given to them shall in that event form a part of the residue of my estate to be disposed of as provided in paragraph 9 above mentioned.

11. I hereby make, make constitute and appoint my daughter Tillie Wallek to be sole executrix of this my last Will and Testament, hereby expressly revoking all former wills by me made

In witness Whereof I have hereunto subscribed my name
and affixed my seal this 33rd day of November, in the year of
our Lord one thousand nine hundred and twenty-three

her
Anna H. Haller (SEAL)
mark

This instrument, consisting of three sheets of paper,
was on the day of the date thereof signed, published and declared
by the said testatrix to be her last Will and Testament in our
presence who, at her request, have subscribed our names as witnes-
ses, in her presence, and in the presence of each other.

John L. Dimmick Residing at St. Cloud, Minn.
John A. Roese Residing at St. Cloud

This is a Codicil to my last Will and Testament, which said Last Will and Testament is dated the 23rd day of November, 1933, and this Codicil applies to Paragraph Eight of my said above designated Last Will and Testament, and I hereby revoke the entire Paragraph Eight of said Will, and instead make the following Paragraph a part of my said Will, to-wit:-

I give, devise and bequeath to my daughter, Tillie Wallek in trust for my son, ^{2d} Clarence Wallek, Lot nineteen (19) in Block two (2), in Cramb's Addition to the City of St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds, in and for said Stearns County, Minnesota. The said Tillie Wallek, as such trustee, is to collect the rents and pay the taxes and repairs out of said rent, and retain any balance for the period of three years after my death. This said Trust to continue for the period of fifteen years after my death, but after the expiration of three years, my said Trustee Tillie Wallek, is to collect the rents and profits of a premises, pay the taxes and repairs on the same, but turn over the balance of the money to my son, Clarence Wallek; and from the balance which my said trustee, Tillie Wallek retains for the first three years, she may if it becomes necessary, to pay to a certain party the said balance, the parties to whom I here refer are well known to my son, Clarence, and also to my daughter Tillie Wallek; and unless such payment is made, and the money so used during the first three years, after the expiration of the three years, said balance of money to be turned over to my son, Clarence. And in case that he should marry after the expiration of three years, he would have the right to live in said house, except that he would have to pay to the said Tillie Wallek, trustee, the amount necessary for the payment of taxes and the repairs and upkeep of the premises. And in case of the death of my daughter, Tillie Wallek, the trustee herein, then this property shall Ipso Facto go to my son, Clarence

Wallek, absolutely and without condition. With the exception of the above Paragraph, I hereby ratify and confirm any and all the rest of my said Last Will and Testament.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal on the 28th day of December, 1935,

Anna X Wallek
mark

This Instrument consisting of one and one-half sheet of paper, being a Codicil to my last Will and Testament, and dated the 23rd day of November, 1933, was signed, published and declared by said Testatrix to be her Last Will and Testament, and this a Codicil to her Last Will, in our presence, who, at her request, have subscribed our names thereto as witnesses, in her presence, and in the presence of each other.

J. B. Thurst RESIDING AT St. Cloud
C. B. Lewis RESIDING AT SX. C

Last Will & Testament
of
Anna Wallick
of
S. Cloud Minn.

State of Minnesota,
County of Stearns

IN PROBATE COURT
CERTIFICATE OF PROBATE

In the Matter of the Estate of Anna Wallek 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
and codicil thereto

Anna Wallek Decedent, late of said County of Stearns
bearing date the 23rd day of November 1923, 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
and codicil thereto
according to law; as and for the last Will and Testament of said

Anna Wallek and codicil thereto
deceased, which said last Will and Testament is recorded and the ex-
amination 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 2nd day of July 1926

M. B. Hallahan
Judge of Probate
of Benton County Minn acting for the
Judge of Probate Stearns Co Minn.

COURT
SEAL

0023 0637

7649
State of Minnesota,
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Wallack
Decedent.

Certificate of Probate of Will

Filed this 2nd day of

July 19th, and recorded,

with the will attached in Book

of Records of Wills, Page *334*

Jacob G. Lala
Clerk Judge of Probate.

State of Minnesota,
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Wallek

Decedent.

Order Admitting Will to Probate.

The above entitled matter came on to be heard, on the 2nd day of July 19²⁶, upon the petition of Tillia Wallek and Codicil thereto 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 29th day of May 19²⁶, has been duly served and published as directed therein and required by law.

SECOND--That said decedent died on the 24th day of May 19²⁶, and at the time of his death was a resident of St. Cloud Stearns County in the County of Stearns State of Minnesota and left estate in the County of Stearns State of Minne.

and codicil thereto
THIRD--That the subscribing witness to said purported last will and testament of said decedent, to-wit: J.B. Himel and John L. Dominik

were duly sworn and examined, and their testimony reduced to writing, subscribed by them 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 July 2nd 19²⁶

W.B. Hallahan
Judge of Probate.
of Benton County Minnesota acting as and for the Judge of Probate of Stearns Co. Minn

0023/0639

7647

State of Minnesota, }
County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anna Waller
Decedent.

Order Admitting Will to Probate

Filed this 2nd day of
July 1926, and recorded
in Book "43" of Orders, Page 257
Frederick A. Lohr
Clerk Judge of Probate.

002300640

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anna Wallek

Decedent.

LETTERS TESTAMENTARY

To

Tillie Wallek

GREETING:

Whereas, You have been appointed executrix 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 said court, the following charges, demands, and debts, in the order following, to-wit: the expenses of the said estate; the expenses of the funeral of said decedent; the expenses of the last sickness of said decedent; all the debts of decedent having preference under the laws of the United States; all taxes that shall be legally levied upon the estate of decedent; all other debts of decedent due to his creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if his said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this 7th day of July, 1926.



M. B. Callahan
Probate Judge,
of Benton County, Minn., acting for
the Judge of Probate of Stearns Co.
Minn.

State of Minnesota,

IN PROBATE COURT.

County of _____

ss.

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

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

this

day of _____

, A. D. 19 _____

Probate Judge.

State of Minnesota,

County of *Searns*

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

*Anna Hallett*LETTERS TESTAMENTARY
(LONG FORM)Filed this *7th* day of*July*, 19 *26*, and Recorded
in Book "*H.*" of Letters, Page *5**Jacob A. Lake*
Clerk-Judge of Probate Court.

FINAL DECREE

State of Minnesota,

County of Stearns

IN PROBATE COURT

Special TERM November 12th, 1926.

In the Matter of the Estate of Anna Wallek 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 Tillie Wallek, Executrix,

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 24th day of May 1926, testate, and the residue of said estate consists of the following described real estate, to-wit: Those tract 8 or parcel 6 of land situated and being in the County of Stearns and State of Minnesota, described as follows:

The Easterly half of Lot number five (5), in Block two (2) in Edelbrooks 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 Stearns County, Minnesota.

Also Lot number nineteen (19), in Block two (2) in Grambs Second 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 Stearns County, Minnesota.

Also personal property consisting of the sum of six thousand fifty-nine and 28/100 (\$6059.28) Dollars in cash, and the sum of sixty-six and 21/100 (\$66.21) Dollars, being a balance of a Trust Fund.

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 and Codicil thereto of Anna Wallek, deceased, viz:- John Wallek, Joseph Wallek, Albert Wallek, Anna Tomczek, Michael Wallek, Tillie Wallek, Frank Wallek, Bernard Wallek, Clarence Wallek and Mary Langosch, children, devisees and legatees of said deceased; and Tillie Wallek, as Trustee for Clarence Wallek, a son of said deceased above named; the Society of the Divine Word of Techny, Illinois, a corporation, and the Society for the Protection of Destitute Roman Catholic Children, at the City of Buffalo, legatees.

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, be,

and the same is hereby assigned to and vested in the hereinbefore named children, devisees and legatees of said deceased, as follows:-

To and in the said Tillie Wallek, the Easterly half ($E\frac{1}{2}$) of lot number five (5) in Block number two (2), in Edelbrocks 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 Stearns County, Minnesota, in fee simple forever.

To and in the said Tillie Wallek, as Trustee for Clarence Wallek, a son of said deceased above named, Lot number nineteen (19), in Block two (2), in Grambs Second Addition to the City of 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 Stearns County, Minnesota, and the sum of sixty-six and 21/100 (\$66.21) Dollars of the personal property above mentioned, and designated as Trust fund, in trust however, and under the following Trust Provision contained in the Codicil to said Last Will and Testament of Anna Wallek, deceased. " The said Tillie Wallek, as such trustee, is to collect the rents and pay the taxes and repairs out of said rent, and retain any balance for the period of three years after my death. This said trust to continue for a period of fifteen years after my death, but after the expiration of three years, my said trustee, Tillie Wallek, is to collect the rents and profits of said premises, paying the taxes and repairs on same, but turn over the balance of the money to my son, Clarence Wallek; and from the balance which my said trustee, Tillie Wallek, retains for the first three years, she may if it becomes necessary to pay to a certain party, the said balance, the party to whom I here refer are well known to my son, Clarence, and also to my daughter, Tillie Wallek; and unless such payment is made, and the money so used during the first three years, after the expiration of the three years, said balance of money to be turned over to my

son, Clarence. And in case that he should marry after the expiration of three years, he would have the right to live in said house, except that he would have to pay to the said Tillie Wallek, trustee, the amount necessary for the payment of taxes, and the repairs and upkeep of the premises. And in case of the death of my daughter, Tillie Wallek, the trustee herein, than this property shall Ipso Facto go to my son, Clarence Wallek, absolutely and without condition."

Of the personal property above described to the said Tillie Wallek, the sum of one hundred ninety (\$190.00) Dollars, to be expended by her for reading Holy Masses, as directed in said Last Will and Testament.

To the Society of the Divine Word of Techny, Illinois, a corporation, the sum of fifty (\$50.00) Dollars.

To the Society for the Protection of Destitute Roman Catholic children, at the City of Buffalo, a corporation, the sum of twenty-five (\$25.00) Dollars.

To the said John Wallek, the sum of two hundred (\$200.00) Dollars, in payment of a legacy bequeathed to him by the Last Will and Testament, and the sum of six hundred forty-nine and 28/100 (\$649.28) Dollars, his share of the residue of the personal property of said estate.

To the said Frank Wallek, the sum of two hundred (\$200.00) Dollars, in payment of a legacy bequeathed to him by the Last Will and Testament, and the sum of six hundred forty-nine and 28/100 (\$649.28) Dollars, his share of the residue of the personal property of said estate.

To the said Bernard Wallek, the sum of two hundred (\$200.00) Dollars, in payment of a legacy bequeathed to him by the Last Will and Testament, and the sum of six hundred forty-nine and 28/100 (\$649.28) Dollars, his share of the residue of the personal property of said estate.

And to each of the said Joseph Wallek, Michael Wallek, Albert Wallek, Anna Tomczek, and Mary Langosch, the sum of six hundred forty-nine and 28/100 (\$649.28) Dollars, as their share of the residue of the personal property of said estate.

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.

W.B. Ballahan
Judge of Probate of Benton County,
Minnesota, acting as and for the
Judge of Probate of Stearns County,
Minnesota.

No. 7647

State of Minnesota
STEARNS COUNTY
PROBATE COURT

ESTATE OF

Anna Wallek

DECEASED.

FINAL DECREE.

Filed this 12th day
of November, 1926, and
recorded in Book...56...
on page...126...thereof.


Clerk of Probate.

STATE OF MINNESOTA, } ss.
COUNTY OF STEARNS.

11648

CITATION FOR HEARING ON PETITION FOR PROBATE OF WILL,
Estate of Anthony C. Seifert, Deceased.State of Minnesota, County of Stearns,
In Probate Court.
In the Matter of the Estate of Anthony C. Seifert, Decedent.

THE STATE OF MINNESOTA To all persons interested in the allowance and probate of the will of said decedent: The petition of Sophia Bechtel being duly filed in this court, representing that Anthony C. Seifert, deceased, then a resident of the County of Stearns State of Minnesota, died on the 20th day of May 1924 leaving a last will and testament 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 issued thereon to Sophia Bechtel.

NOW 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 County of Stearns State of Minnesota, on the 2nd day of July 1924, at nine o'clock A. M. why the prayer of said petition should not be granted.

WITNESS THE HONORABLE, J. B. Himsel Judge of said court, and the seal of said court, this 3rd day of June 1924.

(Court Seal)

J. B. Himsel,
Judge.**FRED SCHILPLIN**

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 St. Cloud Daily Times, a daily newspaper printed and published in the City of St. Cloud in said Stearns County, State of Minnesota, every evening except Sunday and legal holidays.

That he has knowledge of the facts and knows personally that the printed
HEAR. ON PET. FOR PROBATE OF WILL 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 10 day of June 1924, and was printed and published in said newspaper on each and every **Thursday** thereafter until and including **Thursday** the 24th day of June 1924.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 **HEARING ON PET.****FOR PROBATE OF WILL** 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 daily except Sunday and legal holidays 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 **HEARING ON PETITION FOR****PROBATE OF WILL** 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 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 hereto attached, viz:
abcdefghijklmnopqrstuvwxyz.

Further affiant saith not, save that this affidavit was 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 1st day of July 1924.

(OTTO A. RUPP) Otto A. Rupp

Notary Public, Stearns County, Minnesota.

\$7.20

My Commission expires 10-2-'30

0024 0649

Printer's Affidavit of
Publication

in the

ST. CLOUD DAILY TIMES

OF Estate of Anthony C.
Seifert, Deceased.

CITATION FOR HEARING
ON PETITION FOR PROBATE
OF WILL

FILED THIS 2nd DAY
OF July A.D. 1926

Jacob A. Lahr
Clerk of Probate

ST. CLOUD, MINN. July 1, 1936. 192

M Estate of Anthony Seifert,

Deceased.

TO TIMES PUBLISHING CO. DR.

PUBLISHERS ST. CLOUD DAILY TIMES

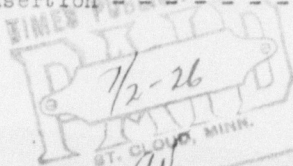
OFFICIAL PAPER OF STEARNS COUNTY

THE ST. CLOUD TIMES IS READ BY EVERY
CITIZEN OF STEARNS COUNTY

OFFICE, TIMES BUILDING

To Publishing CITATION FOR HEARING ON PETITION FOR
PROBATE OF WILL in the St. Cloud Daily Times on
June 10th, 17th and 24th, 1936.

Total (4) Four folios each insertion at 90¢ per folio
for the first insertion and 45¢ per folio for each
subsequent insertion ----- \$7.20



PER

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert

Decedent.

Order Appointing Appraisers.

To L.J. Kost and Louis C. Dueber

Greeting:

Whereas, Sophie Bechtel

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 L.J. Kost and Louis C. Dueber

appraisers of all the property and estate of the said Anthony C. Seifert as described in the inventory thereof to be furnished you by the said Representative of said estate. 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 12th day of October A. 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

Anthony C. Seifert
Decedent.

INVENTORY AND APPRAISEMENT

OATH OF APPRAISERS

State of Minnesota,
County of Stearns, ss. L. J. Kast and
Louis C. Duesen, 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
Anthony C. Seifert, decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

12th day of Oct. 1936

Notary Public,

Jacob A. Lahr
CLERK OF THE PROBATE COURT
STEARNS COUNTY, MINN.

My commission expires

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 her possession and of which she
knowledge after diligent search and inquiry concerning the same, classified as follows.

CLASS I

REAL ESTATE

VALUE

✓ The Westerly Sixty-six (66) feet of Lot number four (4) and five
(5) in Block twenty-three (23), in Edelbrock's Addition to the
Town (now City) of St. Cloud according to the plat and survey
thereof on file and of record in the office of the Register of
Deeds in and for Stearns County, Minnesota, subject however, to
an Agreement between Anthony C. Seifert and Edward W. Berthelamy,
and dated August 9th, 1935, and recorded in Book "R" of Miscel-
laneous, on page 383; and said real estate being subject to a
Contract for Deed, upon which there is due and unpaid the sum of \$2,500.00

✓ Lot thirteen (13) in Block thirteen (13), in Normal Park Addi-
tion to the City of St. Cloud, according to the plat and sur-
vey thereof on file and of record in the office of the Register
of Deeds in and for Stearns County. Subject however, to a con-
tract ~~made~~ for Deed made by Edward L. Doerner and Lucy Doerner,
to Ignatz P. Luckeroth, and dated October 25th, 1932. N500

Further Dist.
177-225

00240654

CLASS II

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

Monk

\$

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

CLASS III

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

None \$

Total value of wearing apparel and ornaments - - - - - \$

CLASS IV

Stock in banks and other corporations:

None \$

Total value of stock	- - - - -	\$
----------------------	-----------	----

One promissory note for \$1500.00 made by Paul Pappenfus and Valeria G. Pappenfus, secured by real estate mortgage, recorded in Book 104, on page 137, Stearns County Records.

1500.00 ✓

One promissory note for \$800.00 made by John H. Reimer and Marie Reimer, secured by real estate mortgage, recorded in Book 104, on page 130, Stearns County Records.

800.00 ✓

Three Promissory notes made by John Schmitt and Mary Schmitt, amounting to \$520.00 and secured by real estate mortgage, recorded in Book 78 of mortgages, on page 80, to Math Hall, and by him assigned to Anthony C. Seifert. Said Assignment being recorded in Book A & A, on page 108.

520.00 ✓

One promissory note for \$600.00 made by Kilian Kirchner and Margareth Kirchner, secured by real estate mortgage recorded in Book 100 of mortgages, on page 270. Stearns County Records

600.00 ✓

One promissory note made by John Pattison and Anna M. Pattison, for the sum of \$1800.00, secured by real estate mortgage, recorded in Book 104 of mortgages, on page 147. Stearns Co. Records.

1800.00 ✓

One promissory note for \$1000.00, made by August B. Dehler and Regina Dehler, secured by real estate mortgage, recorded in Book 41 of mortgages, on page 125, Morrison County Records.

1000.00 ✓

Six promissory notes for the sum of \$100.00 each, made by Alois Warnert and Hilda M. Warnert, secured by real estate mortgage, recorded in Book 32, on page 440, Cass County Records.

600.00 ✓

One promissory note made by Anthony Fischer and Gertrude Fischer, dated February 30th, 1938, for \$1200.00, secured by real estate mortgage, recorded in Book 104, of mortgages, on page 260, Stearns County Records.

1200.00 ✓

One promissory note for the sum of \$700.00, dated July 1st, 1935, made by John L. Dehler and Margareth M. Dehler, secured by August B. Dehler, on which the interest has been paid to July 12th, 1938, Said note bearing interest at the rate of 5

700.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2989, for the sum of \$400.00, bearing interest at the rate of 6% per annum.

400.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 3289, for the sum of \$100.00, bearing interest at the rate of 6% per annum.

100.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2684 for the sum of \$200.00, bearing interest at the rate of 6% per annum.

200.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 3290, for the sum of \$100.00, bearing interest at the rate of 6% per annum.

100.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 3288 for \$100.00, bearing interest at 6% per annum.

100.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2683, for the sum of \$1000.00, bearing interest at the rate of 6% per annum.

1000.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2811, for \$1000.00, bearing interest at the rate of 6% per annum.

1000.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2682, for the sum of \$1000.00, bearing interest at the rate of 6% per annum.

1000.00 ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2988 and No. 3287, for the sum of \$600.00, bearing interest at the rate of 6% per annum.

600.00 ✓

Checking Account in Zapps State Bank in the sum of \$246.92.

246.92 ✓

13466.92

VERIFICATION

State of Minnesota, }
 County of Stearns } ss.
 being duly sworn, on oath say that Sophie Bechtel
 the representative of the estate above specified; that
 she has read the foregoing inventory subscribed by her and know 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
 12th day of Oct. A. D. 1926
James A. Lahn
 Notary Public, County, Minn.
 My commission expires 19
 CLERK OF THE PROBATE COURT, STEARNS COUNTY, MINN.
Sophie Bechtel
 Representative.

CERTIFICATE OF APPRAISERS

State of Minnesota, }
 County of Stearns }
 the Probate Court of Stearns County, Minnesota, to appraise the estate of
Anthony L. Seibert, 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 12th day of October, A. D. 1926
Louis Stender
L. Kook
 Appraisers.

File No. 7648.

State of Minnesota,
 County of Stearns.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Anthony L. Seibert

Decedent.

Inventory and Appraisement	
Total Personal - - - \$	
Total Real Estate - - \$	
Total Appraisement - - \$	

Filed this 12th day of
October, A. D. 1926
James A. Lahn
 Clerk-Judge of Probate Court.

INHERITANCE TAX RECORD—PROBATE COURT

File No. **7348**

Stearns

County

Name of Decedent

Date of Death

Place of Death

Name of Executor
or Administrator

Anthony G. Seifert May 30, 1936

St. Cloud Minn

Sophie Bechtel

VALUE OF PROPERTY OF DECEDENT

Estimated in First Petition	Determined by Estate's Appraisers on General Inventory	Determined by Inheritance Tax Appraisers	Fixed by Probate Court
Real \$	Real \$	Real \$	Real \$
Personal \$	Personal \$	Personal \$	Personal \$
Total \$	Total \$	Total \$	Total \$

DISBURSEMENTS DEDUCTED BEFORE DETERMINING TAX

(Do not include bequests under this heading)

(a) Claims against estate allowed by court - - - - \$		Brought forward - - \$	854.45
(b) Expense of last sickness and funeral		1. Maintenance of family - -	
(c) Attorney's Fees - - - -		2. Selection of widow - - -	
(d) Fees of administrator or executor		3. Cash paid appraisers - -	
(e) Miscellaneous expenses of administration	Enter in next column	4. Cash paid publication of orders	21.00
		5. Cash paid for certified copies	5.00
		6. Cash paid for recording - -	
		7. Cash paid taxes (if lien) - -	
		8. Federal Estates Tax - - -	
		9. Legacies not taxed	1900.00
Total carried to next column - \$	854.45	Total disbursements - - - - - \$	2791.05
		Net Estate for distribution - - - - - \$	13,984.99

HEIRS AT LAW—LEGATEES AND DEVISEES BY WILL

Date Tax paid

Name	Residence	Relationship	Amount of Legacy (Personal Property)	Estimated Value of Real Property Revised	Inheritance Tax Assessed
Anton G. Ethen	St. Cloud	Nephew	\$ 500.00	\$	\$ 20.00
Anton Emil Seifert	Germany	2nd Cousin	500.00		10.00
Julia Behler	Buchanan Minn	Sister	4737.93	1654.56	161.77
Sophie Bechtel	St. Joseph	Sister	4737.93	1654.56	161.77
					353.54
Werner Schneppenheim					
Pastor	St. Joseph	None			5.00
					358.54

File No. *7648*

PROBATE COURT

Stearns COUNTY

INHERITANCE TAX REPORT

Name of decedent:

Anthony C. Seifert

I hereby certify that the within is a true and correct transcript from the INHERITANCE RECORD in my office.

Dated at *St. Cloud* this
22nd day of *Nov.* 192*6*

James A. Lohr
clerk Judge of Probate

Received and filed this

day of _____ 192 _____

(Send this report to State Auditor and to Attorney General on Determining Tax.)

Recorded on page
12

Office Copy.

65984280

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert, Decedent

NOTICE OF ORDER DETERMINING INHERITANCE TAX

To the Attorney General of Minnesota, the Treasurer of the above named County and to all other persons interested in the above named estate:

You are hereby notified that the above named Court by an order made and filed on the 22nd day of November, 1926 assessed and determined the inheritance taxes due the State of Minnesota from the above named estate and from all heirs and beneficiaries thereof.

Dated this 22nd day of November, A. D. 1926

(L. S.)

J. B. Harwood
Judge of Probate
Stearns County, Minnesota

Due service of the above notice by copy is hereby admitted at St. Cloud Minn. this 22nd day of November, A. D. 1926

L. J. Koser
Treasurer of Stearns

Due service of the above notice by copy is hereby admitted at St. Paul, Minn., this 26th day of Dec, A. D. 1926.

By *Ray P. Chase*
State Auditor

Due service of the above notice and of the order determining inheritance tax by copy of each is hereby admitted at St. Paul, Minn., this 27th day of Dec, A. D. 1926.

Alvin F. Root
Assistant Attorney-General
In charge of Inheritance Tax Matters 37824

Due service of the above notice by copy is hereby admitted at this day, A. D. 1926

No Attorney Representative has notice
Attorney for Estate of above named Decedent.

A Copy of the Order of the Court Determining the Tax shall accompany this Notice to the Attorney-General.

0024 0660

7648-

State of Minnesota,

County of

Searus

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony L. Seefelt
Decedent.

Notice of Order Determin-
ing Inheritance Tax

RECEIVED

NOV 23 1926

Inheritance Tax Dept.
Atty. General's Office,
State of Minnesota.

RECEIVED

Filed this DEC 2 - 1926 day of

Inheritance Tax Dept.
Atty. General's Office,
State of Minnesota.

Clerk Judge of Probate.

RECEIVED

NOV 30 1926

Inheritance Tax Dept.
Atty. General's Office,
State of Minnesota.

Dec 6, 1926
James L. Lahn
clerk of
Probate

19908200

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

IN THE MATTER OF THE ESTATE OF

Anthony C. Seiferth
 Decedent.

Order Determining Inheritance Tax.

The above entitled matter duly came on for consideration by this Court for the determination of the amount of the inheritance tax to be paid by the—heirs-at-law,—legatees, devisees and beneficiaries—of the above named decedent, who died on the 30th day of May 19 26 and it appearing that more than thirty (30) days had elapsed since the furnishing to the County Treasurer and the Attorney General of a copy of the General Inventory and Appraisal herein; and after examining the files and records in said estate and having duly considered the same,—including the report of the inheritance— and such other proof relating to the matter before this Court.

IT IS HEREBY ORDERED, ADJUDGED AND DETERMINED as follows:

1. That the full and true value of the entire estate of the decedent is - - - \$ 15,776.04
2. That the property deductible expenses of administration, funeral expenses and claims duly allowed and paid are: - - - \$ 2,791.05
3. That the net value of the estate for distribution is - - - \$ 13,984.99
4. That the full and true value of all inheritances, bequests, devises and legacies from the decedent, and the amount of tax to which each is liable are as follows:

Inheritance of Anton C. Ethen (Name of heir or legatee)

Relation to decedent. None

Full and true value of legacy or inheritance - - - \$ 500.00

Exemption - - - \$ 100.00

Amount subject to tax - - - \$ 400.00

Tax on same - - - \$ 20.00

Inheritance of Anton Emil Seifert
(Name of heir or legatee)

Relation to decedent Second Cousin

Full and true value of legacy or inheritance - - - - \$ 500.00

Exemption - - - - - \$ 250.00

Amount subject to tax - - - - - \$ 250.00

Tax on same - - - - - \$ 10.00

Inheritance of Julia Dehler
(Name of heir or legatee)

Relation to decedent sister

Full and true value of legacy or inheritance - - - - \$ 6392.49

Exemption - - - - - \$ 1000.00

Amount subject to tax - - - - - \$ 5392.49

Tax on same - - - - - \$ 161.77

Inheritance of Sophia Bechtel
(Name of heir or legatee)

Relation to decedent Sister

Full and true value of legacy or inheritance - - - - \$ 6392.49

Exemption - - - - - \$ 1000.00

Amount subject to tax - - - - - \$ 5392.49

Tax on same - - - - - \$ 161.77

Inheritance of Werner Schneppenheim
Pastor St. Joseph Minn
(Name of heir or legatee)

Relation to decedent None

Full and true value of legacy or inheritance - - - - \$ 200.00

Exemption - - - - - \$ 100.00

Amount subject to tax - - - - - \$ 100.00

Tax on same - - - - - \$ 5.00

Inheritance of.....
(Name of heir or legatee)

Relation to decedent.....

Full and true value of legacy or inheritance - - - - \$

Exemption - - - - - \$

Amount subject to tax - - - - - \$

Tax on same - - - - - \$

Inheritance of.....
(Name of heir or legatee)

Relation to decedent.....

Full and true value of legacy or inheritance - - - - \$

Exemption - - - - - \$


Amount subject to tax - - - - - \$

Tax on same - - - - - \$

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DETERMINED that the total amount of inheritance tax due from said estate to the State of Minnesota is - - - - \$ 358.54

and that all of the inheritance taxes herein determined bear interest at the rate of seven per cent (7%) per annum from the 30th day of May 1928

WITNESS MY HAND AND THE SEAL of said Probate Court this 22nd day of November, 1928


Judge of Probate,
Stearns County, Minn.

INSTRUCTIONS

1. The Court in making this Order judicially determines the value of the property. It is not bound by the values fixed by the appraisers on the General Inventory.
2. The value of the personal property selected by the widow or minor children, and also all other allowances under Section 3653 R. L. 1905, should be included in the value of the inheritances to the recipients thereof, and taxed accordingly.
3. All inheritances, whether entirely exempt or not, should be included in this Order, and the word "none" inserted to indicate where no tax is imposed on a particular legacy because of its exemption.
4. A duplicate of this Order is to be furnished the Attorney General with the Notice of the making and filing of the Order.
5. The foregoing form of Order is hereby approved.

7648.

State of Minnesota, }
County of Stearns

PROBATE COURT

ORDER DETERMINING
INHERITANCE TAX

STATE OF MINNESOTA
County of Stearns

PROBATE COURT

In the Matter of the Estate of
Anthony C. Seifert

Filed this 22nd day of

Nov. 1926 and re-

corded in Book "48" of Orders

Page 551

Jacob A. Loh
Clerk-Judge of Probate.

59904200

State of Minnesota,
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert
Decedent.

Petition for Determination of
Descent of Land.

Your petitioner respectfully represents and shows:

FIRST-That she is a resident of St. Joseph in the County of Stearns
State of Minnesota

SECOND-That she is a sister of Anthony C. Seifert, [deceased] (1)

and that she claims to have, and is entitled to, an interest in the lands hereinafter described as hereinafter set forth.

THIRD-That the said decedent died at St. Cloud in the
County of Stearns State of Minnesota
on the 30th day of May 1926 (2)
leaving a last will and testament which has been probated (3)

and that certain Real Estate hereafter described was omitted
in the Administration of said Estate

~~and that more than five (5) years have elapsed since the death of said decedent, and
been probated nor any administration granted in this State upon his said estate.~~

FOURTH-That at the time of his death the said decedent was the owner of and seized of certain
lands lying and being in the County of Stearns State of Minnesota, described
as follows, to-wit: The Southerly five (5) feet of Lot number six (6),
in Block, twenty-three (23)
in Edelbrock's Addition to the Town (now City) of St. Cloud
according to the plat and survey thereof on file and of record
in the office of the Register of Deeds in and for Stearns County,
Minnesota.

FIFTH-That the interest of your petitioner in said lands is as follows: One-half
interest

SIXTH-That the names, ages, residences and relationship to said decedent, of all his heirs and
 devisees, according to the best information of your petitioner are as follows, to-wit:

NAMES	AGES years	RESIDENCE	RELATIONSHIP
Sophia Bechtel	67	St. Joseph, Minn	Sister
Julia Dehler	69	Buckman, Minn,	Sister

Wherefore, your petitioner prays that the descent of said lands be determined by the court; and that the court make and enter its decree assigning the said lands to the persons thereto entitled.

Sophia Bechtel
Petitioner.

State of Minnesota, }
County of *Stearns* } ss. *Sophia Bechtel*
appeared before me personally and, being duly sworn, on oath says; that she is the person who made and signed the foregoing petition; that she has read the said petition and knows the contents thereof, and that the same is true of ^{her} ~~his~~ own knowledge, except as to those matters therein stated on information and belief, and as to those matters she believed it to be true.

Subscribed and sworn to before me this
day of *Sept.* 19 *28*.

Sophia Bechtel

Notary Public *C. R. Crever*

County, Minnesota.

My Commission Expires

C. R. CREVER,
Notary Public, Stearns County, Minn.
My Commission Expires *Sept. 11th, 1935* 19 *35*

Note (1) Insert relationship to decedent.

" (2) If there is no will, insert "without".

" (3) If there is a will, insert here "which is herewith presented for probate", and state briefly its contents.

7648.
State of Minnesota,

County of *Stearns*

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert
Decedent.

Petition for Determination
of Descent of Land.

Filed this *12th* day of

Sept. 19 *28*

Joseph A. Lahr
Clerk of Probate.

St. 584L

Notarized
12th

State of Minnesota, }
 County of Stearns } SS.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert

Decedent.

Decree of Descent

The above entitled matter came on to be heard on the 13th day of
 October, 1928, upon the petition of Sophia Bechtel

praying for the judicial determination of the descent of the real estate hereinafter described be-
 longing to said decedent at the time of his death. The said petitioner appeared in person

and no one appeared in opposition to said petition; and the court having duly considered said peti-
 tion, the evidence adduced in support thereof

finds the following facts:

FIRST—That due notice of said hearing was given by the publication of the order of hearing
 of the court in the Der Nordstern
 according to law proof of the publication of said notice of hearing
 having been made and filed in this Court

SECOND—That the petitioner is a resident of the Village of St. Joseph
 in the County of Stearns, State of Minnesota, and has an interest
 in the said lands of decedent hereinafter described as follows, to-wit:
 That she is the owner of an undivided one half thereof; the o
 undivided half being owned by Julia Dehler

THIRD—That the above named decedent died at St. Cloud, in the County of
 Stearns, State of Minnesota, on the 30th
 day of May, 1928, testate (1)
 leaving a last will and testament which was admitted to Probate in this Court (2)
 and a final decree of this Court, issued in said estate on the 3rd day
 of December 1928, assigning the residue of said estate to the above named
 Sophia Bechtel and Julia Dehler; but that the hereinafter described real estate
 was omitted from the administration of said estate and from the Final
 Decree entered in said estate by said Court

and that more than five years have elapsed since the death of said decedent and that no will has
 been probated or administration had upon said estate in the State of Minnesota

FOURTH—That said decedent, at the time of his death, was the owner and seized of
 those certain tracts of land in the County of Stearns, State of Minnesota, described
 as follows, to-wit: The Southerly Five (5) feet of Lot Six (6) in Block
 Twenty Three (23) in Edelbrook's Addition to the town (now City) of
 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

FIFTH— (3)

SIXTH—That the following named persons are the the residuary devisees (1) and legatees of said deceased and the persons entitled to said real estate of said deceased, in accordance with and in pursuance to the ~~of said decedent and the persons entitled to her estate and the lands herein described, to which~~ terms and provisions of the last will and testament of said deceased

Viz:— Sophia Bechtel and Julia Dehler, residuary devisees and legatees of said deceased.

AS A CONCLUSION FROM THE FOREGOING FACTS, IT IS ORDERED, ADJUDGED AND DECREED, That all and singular the above described lands descended to, and is the property of, the above named persons

and that the same be, and hereby are, vested in and assigned to, the above named persons, in the following proportions, to-wit: All thereof in equal and undivided shares to and in the said Sophia Bechtel and Julia Dehler in fee simple forever.

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

Witness the Honorable, J.B. Himsel, Judge of said court, and the seal thereof, this 12th day of October 19 28
Dated October 12th 19 28
(SEAL) J.B. Himsel
Judge of Probate.

Note (1) If will, insert "A"; and if no will, insert "Without."

Note (2) If no will strike out; if will, insert "which has been presented for probate" and state its contents.

Note (3) If no will strike out; if will, insert "that said will has been duly proved as the last will and testament of said decedent, and is hereby allowed and admitted to probate."

Note (4) If will, insert "sole devisees under said last will and testament"; if no will, insert "sole heirs at law."

Note (5) If will, insert "as sole devisees under said last will and testament;" if no will, insert "as sole heirs at law of said decedent."

State of Minnesota,

County of Stearns, ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. DeForest
Decedent.

DECREE OF DESCENT OF LANDS

I, Judge of the Probate Court of said County do hereby certify that I have compared the within copy of the Decree of Decedent of Real Property, made and entered in the above entitled matter, with the original record thereof preserved in said Probate Register, and that the same is a true copy of said original, and the whole thereof.

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

in said County, this 12th day of October, A. D. 19 28

Probate Judge.

County, Minn.

Filed this 12th day of

October 1928 and recorded

in Book of Decrees, page 421

Jacob A. K.

Clerk of Probate

1928

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT,

In the Matter of the Estate of Anthony C. Seifert Deceased.

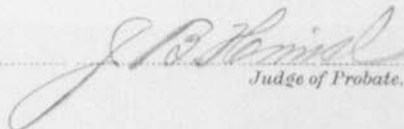
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Sophia Bechtel named as executrix of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Sophia Bechtel give bonds to the Judge of this Court in the sum of - - - - -
- - - Ten Thousand (\$10,000.00) - - - - - Dollars,

conditioned that he will faithfully execute the duties of her trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be to her issued.

Dated at St. Cloud Minnesota, the 2nd day of July
A. D. 1928.

By the Court,


Judge of Probate.

Attorney for Petitioner.

0024 0670

No. 76 #8

IN PROBATE COURT

County of Sevier

In the Matter of the Estate of

Anthony C. Seifert
Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 2nd day of
July A. D. 1926, and
recorded in Book _____ of Orders, on
page _____

Jacob A. Lohs
Clerk - ~~Seal~~ of Probate.

11984000

State of Minnesota, }
County of Stearns. }

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony A. Seibert }
Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 12th day of Nov 1926,
to, 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 12th day of
October 1926, in the St. Cloud Times

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>13466.92</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>768.84</u>
	- - - - -	\$
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ <u>14235.76</u>

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ <u>123.60</u>
Expenses of last sickness	- - - - -	\$ <u>455.45</u>
Funeral expenses	- - - - -	\$ <u>312.00</u>
Taxes	- - - - -	\$
Claims of creditors of decedent	- - - - -	\$
Legacies	- - - - -	\$ <u>3600.00</u>
<u>Pay 338⁵⁴ Add. Expense 10⁰⁰</u>	- - - - -	\$ <u>348.54</u>
	- - - - -	\$
Residue on hand for distribution	- - - - -	\$ <u>9396.17</u>
Total credits	- - - - -	\$ <u>14245.76</u>

EL904200

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 Nov. 12th, 1926

By the Court,

Probate Judge.

No. 7648.

State of Minnesota,
County of Stearns.

PROBATE COURT.

In the Matter of the Estate of

Anthony C. Seibert

Order Allowing Final Account.

Filed this 12th day of
Nov, 1926, and
recorded in Book No. 59 of Orders,
on Page 60

Jacob A. Lake
Clerk-Judge of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert }

BOND

Know all Men by these Presents, That we *Sophia Bechtel*,

of St. Joseph,

in the County of Stearns

State of Minnesota, as principal, and

L. J. Rocholl and C. J. Metzroth

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

----- TEN THOUSAND ----- 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 *Sophia Bechtel*

who has been appointed representative of the

estate of the above named *Anthony C. Seifert* shall

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

Witness, our hands and seals this 2nd day of July

Signed, Sealed and Delivered in Presence of

Marie Tesendorf

Sophia Bechtel

Sophia Bechtel (SEAL)

L. J. Rocholl (SEAL)

C. J. Metzroth (SEAL)

(SEAL)

(SEAL)

ACKNOWLEDGMENT

State of Minnesota, }
County of Stearns } ss.

Be it Known, That on this 2nd day of July A. D. 19 26

personally appeared before me *Sophia Bechtel, L. J. Rocholl, & C. J. Metzroth*

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

My commission expires

J. B. Himsel
June 25th 1931

Notary Public.

Stearns County, Minn.

JUSTIFICATION

State of Minnesota,

County of Stearns

ss.

L. J. Rocholl, and

C. J. Metzroth

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 L. J. Rocholl in the sum of FIVE THOUSAND Dollars

the said C. J. Metzroth in the sum of FIVE THOUSAND 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

2nd day of July, A. D. 1926

J. B. Hensel
Notary Public
Stearns County, Minn.

My commission expires June 25 1931

APPROVAL

I do hereby approve the within Bond, this 2 day of July, A. D. 1926

(Court Seal)

J. B. Hensel
Judge of Probate.

OATH

State of Minnesota,

County of Stearns

ss.

I, Sophia Bachtel

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 Anthony C. Seifert to the best of my ability. So help me God.

Subscribed and sworn to before me this day of July, A. D. 1926

My commission expires June 25 1931

Sophia Bachtel
J. B. Hensel
Notary Public.
Stearns County, Minn.

State of Minnesota.

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert
Decedent—Ward

BOND AND OATH OF REPRESENTATIVE

Filed this 2nd day of

July 1926

and said Bond recorded in Book

of Bonds, page 156 of Probate

Records.

Jacob J. Hensel
Clerk—Judge of Probate.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Anthony C. Seifert

Decedent.

Petition for Allowance and
Probate of Will

To the Probate Court in and for said County:

Your petitioner represents and alleges to the Court:

FIRST—That your petitioner is a resident of the Village of St. Joseph (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: That she is a sister of the decedent, and named as (2) executrix in the Last Will

SECOND—That said decedent died at St. Cloud County of Stearns State of Minnesota, on the 30th day of May, 1928, aged 69 years and at the time of his death was a citizen of the County of Stearns and a resident of St. Cloud in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

FOURTH—That the estate of decedent at the time of his death consisted of (3) personal property of the estimated value of \$ 10,000.00 divided as

- | | |
|------------------------|-------------------------------------|
| 1. Household goods, \$ | 2. Wearing apparel, \$ |
| 3. Stock, \$ | 4. Notes, bonds, etc., \$ 10,000.00 |
| 5. Miscellaneous, \$ | |

That said estate also included no (4) real estate of the estimated worth and probable value of \$ ----- situated in said County of ----- State of Minnesota, to-wit:

- | | | | |
|-------------------|-------|----------------------------|-------|
| 1. City Property | ----- | Lots without buildings, \$ | ----- |
| | | Lots with buildings, \$ | ----- |
| 2. Rural Property | ----- | Acres unimproved lands, \$ | ----- |
| | | Acres improved land, \$ | ----- |
| 3. Homestead | ----- | \$ | ----- |

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	RESIDENCE	POST OFFICE ADDRESS	RELATION- SHIP
Pastor of Cathedral Church			St. Cloud, Minn	Legatee
Pastor of St. Joseph Church, Stearns County, Minnesota				"
Pastor of Catholic Church of Buckman, Morrison County, Minn				"
Mathilda Seifert				Sister-in-law
Anna Kruchten				Niece
Hilda Warnert				Niece
Rosalie Hesch				Niece
Mathilda Rodemarn				Niece
Anton C. Ethen			St. Cloud, Minn	
Werner Anton Emil Seifert		Fulda, Hesse Nassau, Germany		Nephew
Julia Dehler	64	Buckman, Minnesota		Sister
Sophia Bechtel	37	St. Joseph, Minnesota		Sister

SIXTH—That Sophia Bechtel whose Post Office address is St. Joseph, Minnesota is named in said Will as executrix thereof and is a suitable and competent person to be executrix of said Will.

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

as 3rd, 19 26

Petitioner.

State of Minnesota,

County of Stearns

Sophia Bechtel

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

Subscribed and sworn to before me this

3rd day of June, 19 26.

Jacob A. Lake

CLERK OF THE PROBATE COURT, STEARNS COUNTY, MINNESOTA.

My Commission expires

19

State of Minnesota,

County of Stearns

IN PROBATE COURT

Petition for Allowance and Probate of Will.

In the Matter of the Estate of

Anthony C. Seifert
Decedent.

Filed this 3rd day of

June, 1926

Jacob A. Lake
Clerk of Probate.

State of Minnesota,
County of Stearns

IN PROBATE COURT.

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

Anthony T. Trifert

Proof of Will

Decedent.

State of Minnesota,
County of Stearns
J. W. Walz

being
duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the
subscribing witnesses to the instrument now shown him, bearing date the 6th
day of November A. D. 1925, and purporting to be the Last Will and Testament of
Anthony T. Trifert of the County
of Stearns and State of Minnesota now here presented
for probate; that he knew
and was well acquainted with the said Decedent, in his lifetime and at the time of his death,
that on the day and date of said instrument, to-wit, the 6th day of November
A. D. 1925 the said instrument was signed, sealed, executed and then and there acknowledged, published
and declared by the said decedent, to be his Last Will and Testament, in the presence of deponent
and of L. J. Roscholl

the other subscribing witness thereto, and that deponent and the said
L. J. Roscholl
the other subscribing witness did then and there, in the presence of the said decedent, and at his
request, severally subscribe said instrument as witness thereto.

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

And further deponent saith not.

Subscribed and sworn to before me this

2d day of July A. D. 1926

J. B. Fernald
Judge of Probate.

J. W. Walz

No. 7648.

State of Minnesota,
County of *Stearns* }

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Anthony C. Teifert
Decedent.

TESTIMONY OF

G. W. Walz
Subscribing Witness to Will.

Taken, sworn, subscribed and filed
this *2d* day of

July 19*26*
J. B. Kennel
Clerk—Judge of Probate.

In the Name of God, Amen.

I, Anthony C. Seifert, 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 executor SE hereinafter named pay all my just debts and funeral expenses as
soon after my decease as conveniently may be.

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath to the Pastor
of the Catholic Cathedral church of St. Cloud, Minnesota,
two hundred dollars for Masses to be said for the repose of
my soul.

Third:- To the Pastor of the Catholic church of St. Joseph, Stearns
County, Minnesota, two hundred dollars for Masses to be said
for the repose of my soul.

Fourth:- To the pastor of the Catholic Church at Buckman, Morrison
County, Minnesota, one hundred dollars for Masses to be
said for the repose of my soul.

Fifth:- My executor to erect a suitable tombstone over my grave.

Sixth:- To my sister-in-law, Matilda Seifert, one hundred dollars.

Seventh:- To my niece, Anna Kruchten, five hundred dollars.

✓ Eighth:- To my niece, Hilda Warnert, five hundred dollars.

✓ Ninth:- To my niece, Rosalia Hesck, five hundred dollars.

Tenth:- To my niece, Matilda Rodemann, five hundred dollars.

✓ Eleventh:- To Anton C. Ethen, St. Cloud, Minnesota, five hundred dollars.

Twelfth:- To Werner Anton Emil Seifert of Fulda, Hesse Nassau,
Germany, five hundred dollars. *second cousin*

Thirteenth:- All the rest of my property, both real and personal, of
whatever name and nature in equal shares, to my Sisters
Mrs. Julia Dehler of Buckman Minn., and Sophia Bechtel
of St. Joseph, Minn.,

do, constitute and appoint Sophia Bechtel, of St. Joseph, Minnesota

to be executor 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 Sixth
day of November, in the year of our Lord one thousand Nine hundred and twenty-five

Anthony C. Seifert (SEAL.)

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

Anthony C. Seifert to be his last Will and Testament in our presence
who, at his request, have subscribed our names thereto as witnesses, in his presence, and in the presence of each other,

S. W. Walz, residing at St. Cloud, Minn.
J. Rochelle, residing at St. Cloud, Minn.

LAST WILL AND TESTAMENT

OF

Anthony C. Seifert

Dated November 6th, 1925

State of Minnesota, }
County of Stearns }

IN PROBATE COURT
CERTIFICATE OF PROBATE

In the Matter of the Estate of Anthony C. Seifert 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 Anthony C. Seifert Decedent, late of said County of Stearns bearing date the 6th day of November 19 25, 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 Anthony C. Seifert 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 2nd day of July 1926

COURT
SEAL

J. B. Heins
Judge of Probate.

0024 0682

7648

State of Minnesota, }
County of Searns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert
Decedent.

Certificate of Probate of Will

Filed this 2nd day of

July, 19 26, and recorded,

together with the will attached in Book
"1" of Records of Wills, Page 332.

Jacob A. Baker
Judge of Probate.

8890 4200
0024 0683

State of Minnesota, }
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert

Decedent.

Order Admitting Will to Probate.

The above entitled matter came on to be heard, on the 2nd day of

July 1926, upon the petition of Sophia Bechtel

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 3rd day of June 1926, has been duly served and published as directed therein and required by law.

SECOND--That said decedent died on the 30th day of May 1926, and at the time of his death was a resident of Stearns County in the County of Stearns State of Minnesota and left estate in the County of Stearns State of Minnesota.

THIRD--That the subscribing witness to said purported last will and testament of said decedent, to-wit: G. W. Walz

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 July 2nd 1926.

J. B. Hirsch
Judge of Probate.

0024 0684

7648

State of Minnesota, }
County of Stearns
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Anthony C. Kiefert
Decedent.

Order Admitting Will to Probate

Filed this 2nd day of
July 1926, and recorded
in Book "43" of Orders, Page 257

Jacob A. Leary
clerk Judge of Probate.

State of Minnesota,
County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert

Decedent.

LETTERS TESTAMENTARY

To

Sophia Bechtel

GREETING:

Whereas, You have been appointed executrix 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 the 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 that shall be legally levied upon the estate of decedent; all other debts of decedent due to his creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if his said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this 2nd day of July, 19 26



J. B. Himmel
Probate Judge.

7648.

State of Minnesota,

County of *Stearns.*

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Anthony C. Seifert.

LETTERS TESTAMENTARY (LONG FORM)

Filed this *2nd* day of
July, 19*26*, and Recorded
in Book "*4*." of Letters, Page *3*

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 _____

this

day of _____

A. D. 19____

Probate Judge.

28904200

FINAL DECREE

State of Minnesota,

County of Stearns

IN PROBATE COURT

ss.

Special TERM December 3rd, 1926.
Adjourned from November 12th, 1926.

In the Matter of the Estate of Anthony C. Seifert 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 Sophia Bechtel, Executrix

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 30th day of May 1926, testate, and the residue of said estate consists of the following described real estate, to-wit: Those tract s or parcel s of land situated and being in the County of Stearns and State of Minnesota, described as follows:

The Westerly sixty-six (66) feet of Lot number four (4) and five (5), in Block twenty-three (23), in Edelbrock's Addition to the Town (now City) of St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, Minnesota. Subject however, to an Agreement between Anthony C. Seifert, and Edward N. Barthelemy, and dated August 9th, 1895 and recorded in Book "R" of Miscellaneous, on page 383, and further subject to a Contract for Deed upon which there is due and unpaid the sum of one thousand seven hundred fifty-nine and 12/100 (\$1759.12) Dollars.

Also Lot thirteen (13) in Block thirteen (13) in Normal Park Addition to St. Cloud, according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for Stearns County, subject however, to a Contract for Deed made by Edward L. Doerner and Lucy Doerner, to Ignatz P. Luckeroth, and dated October 25th, 1922, upon which there is due and unpaid, the sum of one thousand five hundred fifty (\$1550.00) Dollars.

Also personal property amounting to Nine thousand three hundred ninety-six and 17/100 (\$9396.17) Dollars, and consisting of the following notes and mortgages:

One promissory note for \$1500.00 made by Paul Pappenfus and Valeria G. Pappenfus, secured by real estate mortgage, recorded in Book 104, on page 167, Stearns County Records.

One promissory note for \$800.00 made by John H. Reimer and Marie Reimer, secured by real estate mortgage, recorded in Book 104, on page 130, Stearns County Records.

Three Promissory notes made by John Schmitt and Mary Schmitt, amounting to \$520.00 and secured by real estate mortgage, recorded in Book 76 of mortgages, on page 80, to Math Hall, and by him assigned to Anthony C. Seifert. Said assignment being recorded in Book A & A, on page 106, Stearns County Records.

One promissory note for \$600.00 made by Kilian Kirchner and Margareth Kirchner, secured by real estate mortgage recorded in Book 100 of mortgages, on page 270, Stearns County Records.

One promissory note made by John Pattison and Anna M. Pattison, for the sum of \$1800.00, secured by real estate mortgage, recorded in Book 104 of mortgages, on page 147, Stearns County Records.

One promissory note for \$1000.00, made by August B. Dehler and Regina Dehler, secured by real estate mortgage, recorded in Book 41 of mortgages, on page 125, Morrison County Records.

One promissory note made by Anthony Fischer and Gertrude Fischer, dated February 20th, 1928, for \$1200.00, secured by real estate mortgage, recorded in Book 104, of mortgages, on page 260, Stearns County Records.

One promissory note for the sum of \$700.00, dated July 1st, 1925, made by John L. Dehler, and Margareth M. Dehler, secured by August B. Dehler, on which the interest has been paid to July 12th, 1928, said note bearing interest at the rate of 5%.

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2684 for the sum of \$200.00, bearing interest at the rate of 6% per annum. ✓

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 3290, for the sum of \$100.00, bearing interest at the rate of 6% per annum.

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 3288 for \$100.00, bearing interest at 6% per annum.

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2811, for \$1000.00, bearing interest at the rate of 6% per annum.

Permanent Improvement Revolving Fund Warrant of the City of St. Cloud, No. 2682 for the sum of \$1000.00, bearing interest at the rate of 6% per annum. ✓

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 said deceased, viz:- Sophia Bechtel, sister of said deceased, and Julia Dehler, sister of said deceased.

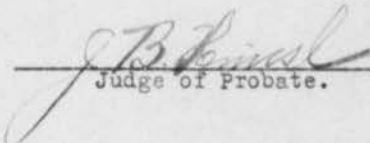
AND IT FURTHER APPEARING, That all the legacies bequeathed by the Last Will and Testament of said deceased have been paid, and that the Inheritance Tax amounting to the sum of three hundred fifty-eight and 04/100 (\$358.04) Dollars has also been paid, as appears from a receipt therefor filed in this Court.

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 Sophia Bechtel and Julia Dehler, sisters 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. 7848

State of Minnesota
STEARNS COUNTY
PROBATE COURT

ESTATE OF

Anthony C. Seifert
DECEASED.

FINAL DECREE.

Filed this 3rd day of
December, 1936, and recorded
in Book. 56. on page. 129..
thereof.

Joseph A. Lahr
Clerk of Probate.

*Aug. B. Seifert
Cherry R. 13x128-D*

26904200

Citation for Hearing on Petition for Probate of Will

Estate of Linus Kaiser,
deceased

State of Minnesota, County of Stearns.--ss
In Probate Court.
In the matter of the estate of Linus Kaiser,
decedent

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

The petitioner of William Kaiser, being duly filed in this court, representing that Linus Kaiser, then a resident of the County of Stearns, State of Minnesota, died on the 27th day of April, 1925, leaving a last will and testament 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 issued thereon to William Kaiser

Now 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 2nd day of July, 1926, at 2 o'clock A. M., why said petition should not be granted.

Witness the Honorable J. B. Himsel, Judge of said court, and the seal of said court, this 4th day of June, 1926.

J. B. Himsel
Judge

court Seal.

W. C. Doane, Attorney for Petitioner

STATE OF MINNESOTA.

County of Stearns.

being *John P. Hones* and says that he now is and during all the times hereinafter mentioned has been the publisher or printer in charge of the COLD SPRING RECORD, a weekly newspaper, printed and published in the Village of Cold Spring, in said Stearns County, State of Minnesota, on Wednesday of each week.

That he has knowledge of the facts and knows personally that the printed *Citation for Hearing on Petition for Probate of Will* 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 Wednesday, the *June* day of *June*, 192*6* and was printed and published in said newspaper on each and every Wednesday thereafter until and including Wednesday, the *23rd* day of *June*, 192*6*

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 481, 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 past from the date of the first publication of said

Citation for Hearing the English language has been (1) Printed from the place from which it purports to be issued in the said newspaper, 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

Citation for Hearing 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 481, 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-6 pt

abcdefghijklmnopqrstuvwxyz-6 pt

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 481, 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 *15th* day of *July*, 192*6*.

John P. Hones
Notary Public, Stearns County, Minnesota.

My Commission Expires *April 11, 1929*

Notary Public, Stearns County, Minn.,

My Commission Expires Regl. 11, 1929

0025 0693

Cold Spring, Minn.,

7/15 1926

Estate of Linn Kaises
Wm Kaises

In Account With

HONER, THE PRINTER

Publisher of

Cold Spring Record

No publishing list for
Hearing on Petition \$
for Probate of Will 7.20

STATE OF MINNESOTA.

County of Stearns.

Citation for Hearing on Petition for
Probate of Will

Estate of Linus Kaiser.

deceased

State of Minnesota, County of Stearns.--as
In Probate Court.In the matter of the estate of Linus Kaiser,
decedentThe State of Minnesota to all persons in-
terested in the allowance and probate of the
will of said decedent:

The petitioner William Kaiser being duly
filed in this court, representing that Linus
Kaiser, then a resident of the County
of Stearns, State of Minnesota, died
on the 27th day of April, 1926, leaving a
last will and testament which is pre-
sented to this court with said peti-
tion and praying that said instrument
be allowed as the last will and testament of
said decedent, and that letters testamen-
tary be issued thereon to William Kaiser

Now, therefore, You, and each of you, are
hereby cited and required to show cause, if
any you have, before this court, at the Pro-
bate Court Rooms in the Court House, in the
City of St. Cloud, in the County of Stearns,
State of Minnesota, on the 2nd day of July,
1926, at 9 o'clock A. M., why said petition
should not be granted.

Witness the Honorable J. B. Himes, Judge
of said court, and the seal of said court, this
4th day of June, 1926.

Court Seal.

J. B. Himes
Judge

W. C. Doane, Attorney for Petitioner

_____ being _____, does
and says that he now is and during all the times hereinafter mentioned has been the publisher or
printer in charge of the COLD SPRING RECORD, a weekly newspaper, printed and published in the
Village of Cold Spring, in said Stearns County, State of Minnesota, on Wednesday of each week

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

That said notice was first inserted, printed and published on Wednesday, the _____
day of _____, 1926, and was printed and published
in said newspaper on each and every Wednesday thereafter until and including Wednesday, the _____
day of _____, 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 _____

_____ 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 _____
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-6 pt

abcdefghijklmnopqrstuvwxyz-10 pt

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 484, Ses-
sion 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 _____ day of _____, 1926.

JOSEPH H. PETERS

Notary Public, Stearns County, Minnesota

Notary Public, Stearns County, Minn.,

My Commission Expires Sept. 11, 1926

0025 0695

7669

Estate of Linus Kaiser

Proof of will

FILED THIS 2nd DAY

OF July A.D. 1926

Frederick L. Holt
Clerk of Probate

State of Minnesota,

IN PROBATE COURT

County of Stearns

ss.

Special Term, April 5th 19 32

Fred V. Stein is hereby appointed
De Bonis Non with the will annexed
administrator of the estate of Linus Kaiser deceased.

Witness The Hon. J.B. Himsel Judge of the

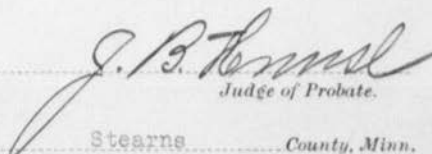
Probate Court in the County of Stearns

[SEAL]

and the seal of the Court affixed, the 5th

day of April A. D. 19 32

By the Court:


Judge of Probate,
Stearns County, Minn.

0025 0697

No. 7649

N PROBATE COURT

County of

Stearns

In the Matter of the Estate of

Linus Kaiser

Deceased.

Letters of Administration

State of Minnesota,

County of Stearns

ss.

I hereby certify that the within Letters
of Administration were duly recorded

this 5th day of

April

A. D. 1932

in Book

" 8 "

of Letters

Page 641.

Jacob A. Lahr
Clerk Judge of Probate.

Filed this

5th

day of

April

A. D. 1932

Jacob A. Lahr
Clerk Judge of Probate.

State of Minnesota,

County of

Hearns

ss.

IN PROBATE COURT.

In the Matter of the Estate of

Linus Kaiser

Decedent.

Order Appointing Appraisers

To

N.R. Wanner & M.A. Wanner

Greeting:

Whereas, William Kaiser

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

N.R. Wanner & M.A. Wanner

appraisers of all the property and estate of the said Linus Kaiser 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.

Dated this

5th

day of

August

A. D., 1927

By the Court,

(Court Seal)

J. B. Kinnel

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

page

Clerk—Judge of Probate.

No. 3536*

0010 5200

State of Minnesota,

County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Linus Linder
Decedent.

INVENTORY AND APPRAISEMENT

OATH OF APPRAISERS

State of Minnesota,

County of StearnsM. C. Werner andMarcus A. Wernerdo 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 Linus Linder decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

6th day of August, 1927
M. C. WernerNotary Public, Stearns County, Minn.My Commission Expires Sept 10th, 1928M. C. WernerMarcus A. Werner

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 he has knowledge after diligent search and inquiry concerning the same, classified as follows, to-wit:

CLASS I

REAL ESTATE

VALUE

(a) The homestead of decedent, being in the County of StearnsState of Minnesota, described as follows, to-wit: Northwest Quarter of Southeast Quarter (NW 1/4 of SE 1/4) and SW 1/4 of NE 1/4 of Sec. 23, Twp. 123 - Rng. 30

\$2580.00

(b) All other real estate of decedent, being in the County of StearnsState of Minnesota, described as follows, to-wit: South Half of Southeast Quarter (S 1/2 of SE 1/4) and Northeast Quarter of Southeast Quarter (NE 1/4 of SE 1/4) all in Section 23, Twp. 123 - Rng. 30.

4800.00

\$7380.00

Total value of real estate

\$ 7380.00

CLASS II

Furniture and household goods described as follows:

None

\$

Total value of furniture and household goods -

\$

CLASS III

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

None

\$

Total value of wearing apparel and ornaments

\$

CLASS IV

Stock in banks and other corporations:

None

\$

Total value of stock

\$

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.

\$

CLASS VI

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

Unpaid balance of \$500.00 due from William Spivey being balance of purchase price of farm machinery, horse, cattle and household goods bought from James Spivey during his life time. By said William Spivey, Jr. the agreed price of \$1200.00 and on which Mrs. had been paid the sum of \$700.00 before the death of said James Spivey

\$500.00

Total value of all other personal property

\$ 500.00

SUMMARY

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

\$ 7280.00

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

\$ 500.00

The total value of the entire estate of decedent, as valued by the appraisers herein, is

\$ 7880.00

Respectfully submitted,

William H. Law

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

0025 0703

VERIFICATION

State of Minnesota,

County of Stearns

being duly sworn, on oath say that William Hauser 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 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

6th day of August A. D. 1927

Notary Public, Stearns County, Minn.

My Commission Expires Sept. 12, 1928

William Hauser

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

Wm. Hauser, Decedent, having first duly taken and subscribed the oath prescribed by law and hereto

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 6th day of August A. D. 1927

Wm. Hauser
Marcus A. Wenner

Appraisers.

File No. 7649

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Wm. Hauser

Decedent.

INVENTORY AND APPRAISEMENT

Total Personal	- - - \$ 500.00
Total Real Estate	- - - \$ 7380.00
Total Appraisement	- - - \$ 7880.00

Filed this 6th day of

Aug. A. D. 1927

Wm. Hauser
Clerk of Probate Court.

State of Minnesota,

County of Stearns.

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

~~DECEASED~~ Decedent.Petition of Representative for License to
Sell, Mortgage or Lease Land.

Your petitioner respectfully represents and shows to the court:

FIRST—That he is the representative of the estate above named, and has duly qualified and is acting as such representative.

SECOND—That the personal property of said

Decedent

which came into his hands as said representative, together with the value thereof, is as follows:

Cash \$701.60

A \$500.00 claim against the Estate of William Kaiser, decedent, who is also a named legatee in the will of Linus Kaiser, decedent.

THIRD—That he has made the following disposition of said personal property above described, to-wit:

Paid out for taxes on the within described land and upkeep, insurance and other items of expense on the improvements on said farm, total of said expenditures being \$474.92.

FOURTH—That there remains in his hands undisposed of the following described personal property of the estimated value as follows, to-wit: \$226.68 cash and the claim of \$500 against the estate of said William Kaiser, decedent.

FIFTH—That the expenses of administration of the estate of said

Decedent

, to the best knowledge and information of your petitioner, is and will be as follows, to-wit: Attorney fees \$100.00; expenses and fees of Administrator de bonis non \$50.00; additional publication fees \$14.40; recording fees \$5.00; certified copies \$5.00; abstractor's fees \$5.00 appraisers's mileage and fees \$10.00.

SIXTH—That the debts outstanding and unpaid against the said

Decedent

, so far as can be ascertained by your petitioner, are as follows, to-wit:

NONE.

0025 0705

SEVENTH—That the will of decedent provides for the following legacies, all of which are unpaid at the present time, to-wit:- (1)

To William Kaiser, a son of decedent, the sum of \$750.00
To Adam Kaiser, a son of decedent, the sum of \$600.00
To Joseph Kaiser, a son of decedent, the sum of \$600.00

EIGHTH—That the real estate of said Decedent ~~other than~~ including his homestead, comprises the following tracts of land lying and being in the County of Stearns State of Minnesota, and is described and is of the condition and value as follows, to-wit:

All of the hereinafter described lands lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, Range Thirty (30) West, and all contiguous and adjoining and being practically one farm, partly improved, and of the present value of \$3000.00.

The SouthHalf of the Southeast Quarter ($S\frac{1}{2}$ of $SE\frac{1}{4}$) and the Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$), containing 120 acres, more or less, according to the Government survey thereof.

The Northwest Quarter of Southeast Quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$), containing 40 acres, more or less, according to the Government survey thereof.

That part of the Northeast Quarter of Southwest Quarter ($NE\frac{1}{4}$ of $SW\frac{1}{4}$) described as follows: Beginning at the Northwest corner of the Southeast Quarter ($SE\frac{1}{4}$) of said Section Twenty-three (23); thence south on the quarter line 28 rods; thence at right angles West 17 rods; thence at right angles North 4 rods and 9 feet; thence in a straight line Northeasterly 23 rods and $2\frac{1}{2}$ feet to place of beginning, containing 1.72 Acres of land.

That part of the Northeast Quarter of Southwest Quarter ($NE\frac{1}{4}$ of $SW\frac{1}{4}$) described as follows: Beginning at Northeast corner of the said $NE\frac{1}{4}$ of $SW\frac{1}{4}$; thence South on East line of $NE\frac{1}{4}$ of $SW\frac{1}{4}$ 32 rods; thence West North 20 rods 5 feet; thence North a little West 27 rods to North line of said $NE\frac{1}{4}$ of $SW\frac{1}{4}$ 21 $\frac{1}{2}$ rods west of Northeast corner of; thence East on North line of said $NE\frac{1}{4}$ of $SW\frac{1}{4}$ 21 $\frac{1}{2}$ rods to place of beginning; except 1.72 Acres thereof described in the description immediately preceding this tract.

NINTH—That the names, ages, and residence, so far as known to your petitioner, of all the persons interested in the above described real estate are as follows, to-wit:

NAMES	AGES years	RESIDENCE (If unknown so state)
Adam Kaiser	37	Cold Spring, Minn.
Joseph Kaiser	36	St. Louis Park, Minn. R #1
Mary Donovan (formerly Kaiser)	34	3115 2d Ave. S., Minneapolis, Minn.
Marie Kaiser	9) All live with their mother,) Magdalena Kaiser, widow of) William Kaiser, who died) January 26th, 1932.
Bernard Kaiser	7	
Mathew Kaiser	6	
Sylvester Kaiser	4	
) Cold Spring, Minn.

TENTH—That the reasons, facts, necessity, and grounds for selling said lands are as follows, to-wit: For the best interests of all interested parties and the only way to pay up the costs of administration and the legacies provided for in the will of said decedent and to wind up the said estate, probate of which was commenced in the year 1926, and has never been completed because said land could not be sold at a fair and reasonable price; and

that said farm, as a whole farm, can now be sold at a fair and reasonable price. That since the beginning of the probate of this estate, William Kaiser, son of Linus Kaiser, has died, leaving four minor children, who at the present time do not have a legal guardian of their estates.

Wherefore Your Petitioner Prays, That license be to him granted, as the representative of said estate, to

sell

(3)

the above (4) described lands belonging to said estate of said decedent
at private sale.

Dated October 12th 1936.

Fred V. Seane
Petitioner.

State of Minnesota.

County of Stearns.

ss.

Fred V. Stein

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

Subscribed and Sworn to Before Me

This 12 day of Oct. 1936.

Edmund Schwankl

Notary Public Stearns

EDMUND F. SCHWANKL

Notary Public, Stearns County, Minn.

My commission expires May 25, 1937.

County, Minnesota.

My Commission Expires

19

Note (1) Here describe legacies unpaid, if any.

" (2) Here state facts showing necessity for selling, mortgaging or leasing, as the case may be.

" (3) Insert "Sell", "Mortgage" or "Lease," as the case may be.

" (4) If all the lands are to be sold, mortgaged or leased, insert "above," but if part only, insert "following," and follow with description.

State of Minnesota.

County of Stearns.

Probate Court

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

Decedent.

Petition for License to Sell,
Mortgage or Lease Land

Filed this 16th day of

October 1936

Frank Herron

Clerk of Probate.

No. 3578*

4,000

C. J. Record

State of Minnesota,

County of

Stearns

} ss.

IN PROBATE COURT.

File No. 7649

In the Matter of the Estate of

Linus Kaiser

Decedent

Order of License to Sell Land
At Private Sale.

The above entitled matter came on to be heard by the Court on the 13th
day of November, 19 36, upon the petition of Fred V. Stein
as representative
(Representative or Guardian)

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

FIRST—That notice of said hearing was served upon all persons interested in said matter by the publication of the citation for hearing on said petition heretofore entered herein in the Cold Spring Record, a legal newspaper, proof of publication of said notice for hearing and service by mail having been filed in this court.

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

THIRD—That it would be for the best interests and benefit of the said estate that the property described be sold because the estate cannot be closed without selling the same to pay administration expenses and legacies provided for in decedent's last will and testament.

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

The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), containing 120 acres, more or less, according to the Government survey thereof;

The Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), containing 40 acres, more or less, according to the Government survey thereof;

That part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) described as follows: Beginning at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-three (23), Township One Hundred Twenty-three (123), Range Thirty (30) West; thence south on the quarter line 28 rods; thence at right angles West 17 rods; thence at right angles North 4 rods and 9 feet; thence in a straight line Northeasterly 23 rods and 2 $\frac{1}{2}$ feet to the place of beginning, containing 1.72 acres of land.

Also that part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) described as follows: Beginning at the Northeast corner of the said NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence South on the East line of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 32 rods; thence West a little north 20 rods 5 feet; thence North a little West 27 rods to a point on the North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 21 $\frac{1}{2}$ rods west of

00250709

the Northeast corner thereof; thence East on North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 21 $\frac{1}{2}$ rods to place of beginning; except 1.72 acres thereof described in the description immediately preceding this tract; all of the above described tracts lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, of Range Thirty (30) West.

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

Two Thousand and no/100 (\$2000.00) - - - - - Dollars,

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

Jacob Theis

and

Henry Keul

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

THIRD—That the said **representative** shall not sell said real estate, or any part thereof, for less than its full appraised value as fixed and determined by the appraisers herein appointed to appraise the same; and shall not, directly or indirectly, purchase or be interested in the purchase of any part of the said real estate so to be sold; and that upon the sale of said real estate, or any part thereof, the said **representative** shall make report of all the proceedings therein to this court.

Dated at **St. Cloud, Minnesota**, this **13th** day of **November**, 19 **36**

Paul H. H.
Judge of Probate.

State of Minnesota.

} ss.

PROBATE COURT

County of _____

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

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

_____ of the Probate Court.



File No. 7649

State of Minnesota.

County of **Stearns**

PROBATE COURT.

In the Matter of the Estate of

Linus Kaiser

Order of License to Sell
Land at Private Sale.

Office of Register of Deeds,

State of Minnesota.

County of _____

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

Register of Deeds.

By _____ Deputy.

Filed this **13th** day of **Nov.**

19 **36**, and recorded in Book **68**

of Orders, Page **625**

Frank H. H.
Clerk

of Probate.

Security—St. Cloud

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No. 7549

In the Matter of the Estate of

Linus Kaiser

Decedent.

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 14th day of January 1937, upon the report of Fred V. Stein

or

representative

(Representative or Guardian)

in the above entitled matter of the sale by him of certain lands pursuant to the order of license of this court to granted therefor, and his petition for the confirmation of said sale; and the court having considered the said report, and examined relative to the same, and having examined the files and records in said matter, finds herein the following facts, to-wit:

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

SECOND—That pursuant to said order of license, the said representative

took, subscribed and filed in this court the oath required by law, and the said order of license, before making the sale of real estate specified in said report and hereinafter referred to; and also before making said sale, executed and filed in this court the bond required by law and said order of license, which bond was duly approved by this court.

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

FOURTH—That on the 14th day of January, 1937, the said representative pursuant to said order of license, did sell, at private sale, to Othmar Mumm of Stearns County, Minnesota, for the sum of Two Thousand nine hundred fifty & no/100 (\$2950.00) DOLLARS, the tract of land, described in said order of license, lying and being in the County of Stearns

State of Minnesota, described as follows, to-wit: The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), containing 120 acres, more or less, according to the Government Survey thereof, for the sum of \$1220.00;

The Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), containing 40 acres, more or less, according to the Government Survey thereof, for the sum of \$500.00;

That part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), described as follows: Beginning at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-three (23); thence south on the Quarter line 28 rods; thence at right angles west 17 rods; thence at right angles north 4 rods and 9 feet; thence in a straight line northeasterly 23 rods and 2 $\frac{1}{2}$ feet to the place of beginning, containing 1.72 acres of land, for the sum of \$1150.00;

That part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), described as follows: Beginning at the Northeast corner of the said NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence South on the east line of NE $\frac{1}{4}$ SW $\frac{1}{4}$ 32 rods; thence West a little North 20 rods 5 feet; thence North a little West 27 rods to a point on the North line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 21 $\frac{1}{2}$ rods west of the northeast corner thereof; thence east on the north line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 21 $\frac{1}{2}$ rods to the place of beginning; except 1.72 acres thereof described in the description immediately preceding the description of this tract, for the sum of \$80.00;

All of the hereinbefore described lands lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, of Range Thirty (30) West, and all contiguous and adjoining and being one farm.

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

4025 0711

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

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

Dated at St. Cloud, Minnesota, this 14th day of January, 19 37.

Paul J. H.
Judge of Probate.

State of Minnesota.

} ss.

PROBATE COURT

County of _____

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

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

_____ of the Probate Court.

File No. 7549

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Linus Kaiser

Order Confirming Private Sale.
Made Pursuant to License.

Office of Register of Deeds.

State of Minnesota,

County of _____

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

Register of Deeds.

By _____ Deputy.

Filed this 14th day of Jan. 19 37, and recorded in Book 68 of Orders, Page 404

Frank Hergoy
Clerk of Probate.

Security—St. Cloud

State of Minnesota,

County of Stearns.

IN PROBATE COURT.

In the Matter of the Estate of

Linus Kaiser, Decedent.

Oath of Appraisers and Appraisal of
Lands Before Sale Under License.

OATH OF APPRAISERS

State of Minnesota,

County of Stearns.

I,

Jacob Theis

and I, Henry Keul

do swear that I will faithfully and justly per-

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

Linus Kaiser, Decedent,

under and pursuant to that certain order

of license for the sale of said lands at private sale, made by the above named Court on the 13th day of

November, 1936, and that I will appraise the said land described in said order of license at its true and

full value, So Help Me God.

Subscribed and sworn to before me this

14 day of December 1936.

FRED V. STEIN

Notary Public

Stearns

County, Minn.

My Commission Expires

Nov 12 - 1941

APPRAISAL

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

at private sale
to sell certain lands belonging to the

above named

Linus Kaiser, Decedent,

dated the

13th day of November 1936, do hereby certify and report:

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

Stearns

State of Minnesota, described in said order of license, as follows, to-wit:

The South Half of the Southeast Quarter ($S\frac{1}{2}$ of $SE\frac{1}{4}$) and the
Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$), containing
120 Acres, more or less, according to the Government survey, \$1220

The Northwest Quarter of Southeast Quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$),
containing 40 acres, more or less, according to the Government
survey thereof, \$500

That part of the Northeast Quarter of Southwest Quarter
($NE\frac{1}{4}$ of $SW\frac{1}{4}$), described as follows:- Beginning at the Northwest
corner of the Southeast Quarter ($SE\frac{1}{4}$) of said Section Twenty-three
(23); thence South on the quarter line 28 rods; thence at right angles
West 17 rods; thence at right angles North 4 rods and 9 feet; thence
in a straight line Northeasterly 23rds. and $2\frac{1}{2}$ feet to place of
beginning, containing 1.72 Acres of land. \$1150

That part of the Northeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$), described as follows; Beginning at the Northeast corner of the said NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence South on East line of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 32 rods; thence West a little North 20 rods 5 feet; thence North a little West 27 rods to a point on North line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 21 $\frac{1}{2}$ rods West of Northeast corner thereof; thence East on North line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 21 $\frac{1}{2}$ rods to place of beginning; except 1.72 Acres thereof described in the description immediately preceding this tract description, J. M. J.

All of the above described lands lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, Range Thirty (30) West.

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

Dated December 1936.

Respectfully submitted,

Jacob Theis
Henry Kaul
Appraisers.

7549

State of Minnesota.

County of Stearns.

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Linus Kaiser, Decedent.

Oath of Appraisers and
Appraisal of Lands Before
Sale Under License.

Filed this 31st day of
December, 1936

Frank Herges
Clerk - Judge of Probate.

State

State of Minnesota, }
 County of STEARNS. } ss.

IN PROBATE COURT,

In the Matter of the Estate of

REPORT OF SALE OF LAND AT PRIVATE
SALE UNDER LICENSE.

Linus Kaiser, Decedent.

Your petitioner respectfully reports to the court his proceedings under that certain order of license granted to him in the above entitled matter on the 13th day of November, 1936, to sell at private sale the lands of said Linus Kaiser, decedent, hereinafter described, as follows, to-wit:

First—That before making sale of the real estate hereinafter described under said order of license, he took, subscribed, and filed in this court the oath required by law and said order of license; and executed and filed in this court his bond required by law and the said order of license, which bond was approved by the Judge of this court.

Second—That before making sale of said real estate under said order of license, he caused the same to be re-appraised by Jacob Theis and Henry Keul the appraisers appointed in said order of license to appraise the same, and the appraisal thereof to be filed in this court.

(1)

Third—That on the 14th day of January, 1937, he, pursuant to said order of license, sold to Othmar Mumm of Stearns County, Minnesota,

those tract s or parcels of land, described in said order of license, and lying and being in the County of STEARNS, State of Minnesota, described as follows, to-wit:

The South Half of the Southeast Quarter ($S\frac{1}{2}$ of $SE\frac{1}{4}$) and the Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$), containing 120 acres, more or less, according to the Government Survey thereof, for the sum of \$1220.00

The Northwest Quarter of Southeast Quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$), containing 40 acres, more or less, according to the Government Survey thereof; for the sum of \$500.00

for the sum of

— Dollars,

to be paid as follows, to-wit:-

That part of the Northeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$), described as follows: Beginning at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-three (23); thence south on the quarter line 28 rods; thence at right angles West 17 rods; thence at right angles North 4 rods and 9 feet; thence in a straight line Northeasterly 23 rods and 2 $\frac{1}{2}$ feet to place of beginning, containing 1.72 Acres of land;
for the sum of \$1150.00

That part of the Northeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$), described as follows: Beginning at Northeast corner of the said NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence South on East line of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 32 rods; thence West a little North 20 rods 5 feet; thence North a little West 27 rods to a point on North line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 21 $\frac{1}{2}$ rods West of Northeast corner thereof; thence East on North line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 21 $\frac{1}{2}$ rods to place of beginning; except 1.72 Acres thereof described in the description immediately preceding the description of this tract;
for the sum of \$80.00

All of the hereinbefore described lands lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, Range Thirty (30) West, and all contiguous and adjoining and being one farm.

To be for as follows, to-wit:

Cash in the total sum of \$2950.00 upon delivery
of proper deed.

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

WHEREFORE YOUR PETITIONER PRAYS, That the said sale \$_____ of said real estate hereinbefore described be confirmed by this court; and that your petitioner_____ be authorized and empowered to execute and deliver to the said purchaser_____ thereof a good and sufficient Deed_____ of conveyance thereof to said purchaser_____ upon a compliance by him_____ of the terms of said sale.

Dated January 14th, 1937, 19_____


Representative and Petitioner.

State of Minnesota,

County of STEARNS.

} ss.

Fred V. Stein

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

Fred V. Stein

Subscribed and sworn to before me this 14th

day of January, 19 37.

W. C. Doane
W. C. Doane

Notary Public.

Stearns

County, Minn.

My commission expires Sept. 28th, 19 38.

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

NOTE (2) If different tracts are sold to different persons, here repeat statement of sale to each in form as last above.

7649

State of Minnesota,

County of STEARNS.

PROBATE COURT

In the Matter of the Estate of

Linus Kaiser
Decedent.

Report of Sale of Land at Private
Sale Under License.

Filed this 14th day of

January, A. D. 1937
Frank Herzog
Clerk—Judge of Probate.

81605200
0025 0718

State of Minnesota,
County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

PETITION FOR APPOINTMENT OF ADMINISTRATOR
DE BONIS NON.

Lincoln Stearns
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:
a son of decedent and one
of the devisees named in the will
of said Lincoln Stearns

Second—That on the 29th day of January, 1937, letters
Testamentary were duly issued by the above named
court, in the matter of said estate, to William Stearns
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 \$ 500.00

(B) Real property of the estimated value of \$ 712.80

Fourth—That Fred W. Stein
whose postoffice address is Old Spring County of Stearns
State of Minnesota is a suitable and competent person to be appointed
administrator de bonis non with the will annexed of the remaining estate of
said decedent, and is entitled to be so appointed.

Wherefore Your Petitioner Prays, That said

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

Adam R. Kaiser.

State of Minnesota,
County of Stearns

Adam R. Kaiser

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 on his information and belief, and as to those matters
he believes it to be true.

Adam R. Kaiser.

Subscribed and sworn to before me this

29th day of Feb., 1937

W. C. Doane

Notary Public Stearns

County, Minnesota

My Commission Expires Oct 28, 1938

No.

7649

IN PROBATE COURT

County of

Stearns

IN THE MATTER OF THE ESTATE OF

Lincee Quincy

Decedent.

PETITION FOR APPOINTMENT OF ADMIN-
ISTRATOR OF ESTATE NOT ALREADY
ADMINISTERED.

Filed the 1st day of

March, A. D. 1932

Jacob A. Fahr
Clerk of Probate.

No. 536.

13 500



00250720

State of Minnesota,
County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

Decedent.

ORDER APPOINTING ADMINIS-
TRATOR DE BONIS NON.

The above entitled matter came before the court for consideration, upon the petition of
Adam R. Kaiser a son of said deceased
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 entitled to an interest in said estate as a sons and heir
at law

Second—That on the 29th day of January 19 37
Testamentary were duly issued out of this court
to William Kaiser
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
be appointed to complete the administration of said estate,

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

It is Therefore Ordered, That Fred V. Stein
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 is this court according to law, and also file in this court his bond in the sum of
Five Hundred Dollars,
with sufficient sureties and to be approved by the judge of this court according to law.

Dated March 1st 19 38

J. B. Thiriel
Probate Judge.

No. 7647

IN PROBATE COURT,

County of Shearnes

In the Matter of the Estate of

Linus Kaiser

Decedent.

ORDER APPOINTING ADMINISTRATOR
OF ESTATE DE BONIS NON.

Filed this 1st day of Feb

1932, and recorded in Book " 48 " of

Orders, on page 593

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

State of Minnesota,
County of Stearns }

IN PROBATE COURT

File No. 7649

In the Matter of the Estate of

Linus Kaiser

Deceased.

Decree of Distribution

The above entitled matter came on to be heard on the 28th day of May, 1937, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by his attorneys,

Doane & Hengel.

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

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

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

and that said representative has filed his final account herein which has been settled and allowed by the Court.

THIRD—That said decedent died testate on the 27th day of April, 1936.

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

(A) Personal property of the value of \$ 1559.76 comprising the following items, viz.:

Cash.

FIFTH—That the following named persons are the residuary devisees and legatees under the terms of the last Will and Testament of said decedent, and are all of the persons entitled to the residue of said estate of said decedent, to-wit:

William Kaiser, Adam Kaiser, Joseph Kaiser and Mary Kaiser (now Mary Donovan), children of decedent, who are each given one-fourth (1/4) of said residue.

That the specific legacies bequeathed by the Last Will and Testament of decedent have been paid.

Now, Therefore, On motion of Doane & Hengel, attorneys for the

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

One fourth (1/4) thereof, being cash in the sum of \$389.94, to each of the above named William Kaiser, Adam Kaiser, Joseph Kaiser and Mary Kaiser (now Mary Donovan), absolutely.

File No. 7649

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
Linus Kaiser

Deceased.

Decree of Distribution

Office of Register of Deeds,

State of Minnesota,

County of _____

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

Register of Deeds.

By _____ Deputy.

Transfer entered this _____ day of _____ 19____

County Auditor.

By _____ Deputy.

Filed this 28th day of May 19 37, and recorded in Book 72 of Degrees, page 136

Clerk _____ of Probate Court.

5-36-1

Recording Fee \$1.50.

And that the title to the above described real estate has passed to and is hereby assigned to and vested in the above named persons in the following proportions and estates, to-wit:

None for assignment.

To have and to hold the same, together with all the hereditaments and appurtenances therunto belonging or in anywise appertaining, to the said above named persons, their heirs and assigns; without prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them, heretofore made.

Dated at St. Cloud, Minnesota this 28th day of May 19 37

Judge of Probate.

County of _____ ss. State of Minnesota,

PROBATE COURT

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

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

_____ of the Probate Court.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT,

In the Matter of the Estate of Linus Kaiser Deceased.

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

IT IS ORDERED, That the said William Kaiser give bonds to the Judge of this Court in the sum of -----
- - - One thousand (\$1000.00) ----- Dollars,

conditioned that he will faithfully execute the duties of his trust according to law, with sufficient sureties, to be approved by said Judge, and that thereupon Letters Testamentary to be to him issued.

Dated at St. Cloud Minnesota, the 16th day of July
A. D. 1926.

By the Court,

W. C. Doane

Attorney for Petitioner.

J. B. Leinisch
Judge of Probate.

8025 0726

No. 7649

N PROBATE COURT

County of Searus

In the Matter of the Estate of

Linn's Kaiser

Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 16th day of
July A. D. 1926, and
recorded in Book _____ of Orders, on
page _____

Jacob A. Lahr
Clerk—Judge of Probate.

00250727

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

Decedent.

**ORDER ALLOWING FINAL
ACCOUNT**

The above entitled matter came on to be heard on the 28th day of May, 19 37, 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 attorneys,

Doane & Hengel

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the 3rd day of May, 19 37, in the Cold Spring Record, a legal newspaper, proof of publication of said notice for hearing and service by mail having been filed in this court.

Second—That the said 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	\$	500.00
Personal estate omitted from the inventory	\$	50.00
Gain by sales above appraised value	\$	
Cash from sales of real estate	\$	
Cash from rent of real estate	\$	
Cash from interest and profits	\$	124.00
Cash from other sources	\$	227.92
	\$	
	\$	
Total receipts from all sources	\$	4441.02

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$	
Maintenance of family of decedent	\$	
Expenses of administration	\$	419.65
Expenses of last sickness	\$	
Funeral expenses	\$	150.00
Taxes	\$	361.61
Claims of creditors of decedent	\$	
Legacies	\$	1950.00
	\$	
	\$	
Residue on hand for distribution	\$	1559.76
Total credits	\$	4441.02

No.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

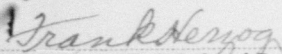
Order Allowing Final Account

Filed this 28th day of

May, 19 37, and

recorded in Book No. 70 of Orders

on Page 264


 Clerk Judge of Probate.

No. 3508*

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

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

Dated May 28th

, 19 37

By the Court,



Probate Judge.

State of Minnesota,

County of Stearns.

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF

Linus Kaiser Decedent.

Bond and Oath of Representative for
Sale or Mortgage of Land

Know All Men by These Presents: That we

Fred V. Stein

as principal, and

Ida Mugali and Agnes Mugali Stein

as sureties, are held and firmly bound unto

Hon. Paul Ahles

Judge of Probate of the County of

Stearns

State of Minnesota, and his

successors in office, in the penal sum of TWO THOUSAND

(\$2000.00) Dollars.

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

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the above bounden

Fred V. Stein

in

his

capacity of

Representative

of the

estate

of the above named

decedent, Linus Kaiser

has been licensed by the order of said Probate Court, made on the

13th

day of

November

1936, to

sell at private sale

estate of said

decedent, Linus Kaiser

lying and being

Stearns

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

All of the hereinafter described lands lying and being in Section Twenty-three (23), Township One Hundred Twenty-three (123) North, Range Thirty (30) West.

The South Half of the Southeast Quarter ($S\frac{1}{2}$ of $SE\frac{1}{4}$) and the Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$), containing 120 acres, more or less, according to the Government Survey thereof.

The Northwest Quarter of Southeast Quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$), containing 40 acres, more or less according to the Government Survey thereof.

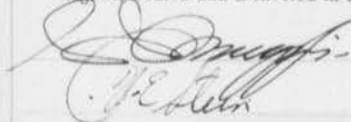
That part of the Northeast Quarter of Southwest Quarter ($NE\frac{1}{4}$ of $SW\frac{1}{4}$) described as follows: Beginning at the Northwest corner of the Southeast Quarter ($SE\frac{1}{4}$) of said Section Twenty-three (23); thence South on the quarter line 28 rods; thence at right angles West 17 rods; thence at right angles North 4 rods and 9 feet; thence in a straight line Northeasterly 23 rods and $2\frac{1}{2}$ feet to place of beginning, containing 1.72 Acres.



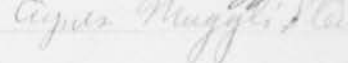
That part of the Northeast Quarter of Southwest Quarter ($NE\frac{1}{4}$ of $SW\frac{1}{4}$), described as follows: Beginning at Northeast corner of the said $NE\frac{1}{4}$ of $SW\frac{1}{4}$; thence South on East line of $NE\frac{1}{4}$ of $SW\frac{1}{4}$ 32 rods; thence West a little North 20 rods 5 feet; thence North a little West 27 rods to a point on North line of said $NE\frac{1}{4}$ of $SW\frac{1}{4}$ $21\frac{1}{2}$ rods West of Northeast corner thereof; thence East on North line of said $NE\frac{1}{4}$ of $SW\frac{1}{4}$ $21\frac{1}{2}$ rods to place of beginning; except 1.72 acres thereof described in the description immediately preceding the description of this tract.

NOW THEREFORE, if the said Fred V. Stein
shall justly and faithfully discharge his duties under said order of license,
and shall justly and truly account for and pay over according to law all moneys received on account thereof, then this obligation shall be void, otherwise it shall remain in full force and virtue.

Signed with our hands and sealed with our seals this 14 day of December
19 36.

Signed, Sealed and Delivered in Presence of



 (SEAL)
 (SEAL)
 (SEAL)

State of Minnesota,

County of Stearns.

Be it known that on this

day of December

1936

, personally came before me Fred V. Stein

Ida Muggli

and

Agnes Muggli Stein

to me well known to be the persons who executed the foregoing bond, and each acknowledged that he executed the same for the uses and purposes therein expressed as his free act and deed.

S. J. Muggli

Notary Public

Stearns

Co. Minn.

My Commission Expires January 23rd. 19 40

JUSTIFICATION

State of Minnesota,

County of Stearns

Ida Muggli

and

Agnes Muggli Stein

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 Ida Muggli in the sum of

Two Thousand ----- (\$2000.00)

Dollars,

the said Agnes Muggli Stein

in the sum of

Two Thousand ----- (\$2000.00)

Dollars,

and 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

14

day of December

19 36.

S. J. Muggli

Notary Public

Stearns

Co. Minn.

My Commission Expires January 23rd 19 40

The foregoing bond, together with the sureties thereon is hereby approved this

day of

Dec.

1936

Paul Ahla

Probate Judge

Stearns

Co. Minn.

Oath of Representative Before Sale or Mortgage of Land Under License.

State of Minnesota,

County of

Stearns

ss.

IN PROBATE COURT,

In the Matter of the Estate of

Linus Kaiser, Decedent

State of Minnesota,

County of

Stearns

ss.

I, Fred V. Stein

in my capacity as representative of the

estate of

Linus Kaiser, decedent

above

ten

licensed by the order of license of the above named court, bearing date the

13th

of

November

1936

to sell at private sale

certain lands belonging

to said

Estate

do solemnly swear and declare that in

the sale of

the said real estate I will use my best judgment in fixing

the time and place of

the sale thereof

and will exert my utmost

endeavors to sell

the same in such a manner as will be most for the advantage of said estate and of all parties

interested therein, So Help Me God.

Fred V. Stein

Subscribed and Sworn to Before Me this

14

day of

December

1936.

S. J. Muggli

S. J. Muggli

Notary Public

Stearns

County, Minnesota.

My Commission Expires

January 23rd.

1940

00250732

7649

State of Minnesota,
County of Stearns.

PROBATE COURT

In the Matter of the Estate of

Linus Kaiser

Decedent.

Bond and Oath of Representative
for Sale or Mortgage of Land.

Filed this 31st day of
December 1936 and said Bond
recorded in Book " " of Bonds,

Page

Frank Herzog
clerk Judge of Probate.

EEIC 5200
0025 0733

State of Minnesota,

County of Stearns

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Linus Kaiser,

Decedent

BOND

Know all Men by these Presents, That we

William Kaiserof Cold Springin the County of Stearns

State of Minnesota, as principal, and

✓ Christ Seifermann and Henry Keul

of said County and State,

as sureties, are held and firmly bound to Wm. J. B. HeselJudge of Probate of the County of Stearns

Minnesota, in the sum of

ONE THOUSAND AND NO/100

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

William Kaiser

, who has been appointed representative of the

estate of the above named Linus Kaiser, 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 27th day of January

Signed, Sealed and Delivered in Presence of

Fred Stein

Cyrus Muggs

Wm Kaiser (SEAL)Christ Seifermann (SEAL)Henry Keul (SEAL)

(SEAL)

(SEAL)

ACKNOWLEDGMENT

State of Minnesota,

County of StearnsBe it Known, That on this 27th day of January, A. D. 19 27personally appeared before me William Kaiser, Christ Seifermannand Henry Keul

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.

Fred Stein

Notary Public.

My commission expires

19 27Stearns

County, Minn.

FRED V. STEIN

Notary Public, Stearns Co., Minn.

My commission expires Dec. 15 1927.

0025 0734

JUSTIFICATION

State of Minnesota,

County of Stearns

ss.

Christ Seifermann

and Henry Keul

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 Christ Seifermann in the sum of One Thousand (\$1000.00) Dollars

the said Henry Keul 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 ~~more~~ 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

27th day of January, A. D. 1927

Geo. H. Stein

Notary Public

Stearns

County, Minn.

My commission expires Dec 15 1927

Notary Public, Stearns Co., Minn.

My commission expires Dec 15 1927

I do hereby approve the within Bond, this 29th day of January, A. D. 1927

(Court Seal)

APPROVAL

Christ Seifermann
Henry Keul

J. B. Hennel
Judge of Probate.

OATH

State of Minnesota,

County of Stearns

ss.

I, William Kaiser

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 Linus Kaiser, decedent to the best of my ability. So help me God.

Wm. Kaiser

Subscribed and sworn to before me this 27th day of January, A. D. 1927

Geo. H. Stein
Notary Public.

My commission expires Dec 15 1927

Stearns County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser
Decedent—

BOND AND OATH OF
REPRESENTATIVE

Filed this 29th day of

January 1927

and said Bond recorded in Book

of Bonds, page 217 of Probate

Records.

Jacob A. Lahr
Clerk—Judge of Probate.

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

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Simon Kaiser }

BOND

Know All Men by These Presents, That we *Fred V. Stein*

of *Cold Spring*
in the County of *Stearns* State of Minnesota, as principal, and
Agnes Muggli Stein and Ida Muggli
of said County and State,

as sureties, are held and firmly bound to *Hon. J. R. Simmel*
Judge of Probate of the County of *Stearns* Minnesota, in the sum of
Five Hundred 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 *Fred V. Stein*

, who has been appointed representative of the
estate of the above named *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 *March*

Signed, Sealed and Delivered in Presence of

Ida Muggli
Julia Stein

Fred V. Stein (SEAL)
Agnes Muggli Stein (SEAL)
Ida Muggli (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

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

Be it Known, That on this *31st* day of *March* A. D. 193*7*
personally appeared before me *Fred V. Stein*,
Agnes Muggli Stein and Ida Muggli

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.

J. Muggli
Notary Public.

My Commission Expires

, 193*7*

J. MUGGLI
Notary Public, Cold Spring, Stearns County, Minn.
My Commission Expires January 2nd, 1938

JUSTIFICATION

State of Minnesota, }
County of Stearns } ss.

Agnes Muggli Stem
and Ida Muggli

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 Agnes Muggli Stem in the sum of Five Hundred Dollars
the said Ida Muggli in the sum of 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

31st day of March, A. D. 1932

Agnes Muggli Stem
Ida Muggli

Notary Public

S. J. MUGGLI
Notary Public, 614 Spring Street, Stearns County, Minn.
My Commission Expires January 22nd, 1933

APPROVAL

approve the within bond, this

5th

day of

April

, A. D. 1932

(Court Seal)

J. B. Hemish
Judge of Probate.

OATH

State of Minnesota, }
County of Stearns } ss.

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 Simon Haiver, Decedent, to the best of my ability. So help me God.

Subscribed and sworn to before me this

31st

day of

March

, A. D. 1932

Fred V. Stein
Fred Stein
S. J. MUGGLI
Notary Public.

My Commission Expires

193

County, Minn.

S. J. MUGGLI
Notary Public, 614 Spring Street, Stearns County, Minn.
My Commission Expires January 22nd, 1933

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Simon Haiver
Decedent - "Ward"

BOND AND OATH OF REPRESENTATIVE

Filled this 5th day of April 1932

and said Bond recorded in Book "5" of Bonds, page 305 of Probate Records.

Jacob A. Lahr
Clerk - Judge of Probate.

No. 3201*

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of

Simon Kaiser
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 Gold Spring (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: Executor under terms of Will (2)

SECOND—That said decedent died at Gold Spring County of Stearns State of Minnesota, on the 25th day of April, 1936, aged 82 years and at the time of his death was a citizen of the Country of United States and a resident of Gold Spring 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 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, \$ | 2. Wearing apparel, \$ |
| 3. Stock, \$ | 4. Notes, bonds, etc., \$ <u>1200.00</u> |
| 5. Miscellaneous, \$ | |

That said estate also included (4)

real estate of the estimated worth and probable value of \$ 4000.00 situated in town of Goldfield (in said County of Stearns State of Minnesota, to-wit:

- | | |
|--------------------------------------|---|
| 1. City Property <u>None</u> | Lots without buildings, \$ |
| | Lots with buildings, \$ |
| 2. Rural Property <u>81.85</u> | Acres unimproved lands, \$ <u>1000.00</u> |
| | Acres improved land, \$ |
| 3. Homestead <u>1/2 of Sect 4 of</u> | \$ <u>2000.00</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	RESIDENCE	POST OFFICE ADDRESS	RELATIONSHIP
Adam Kaiser	21	Cold Spring, Minn.	Cold Spring, Minn.	Son
Joseph Kaiser	20	Doyle, Minn.	Doyle, Minn.	Son
Mary O'Meara (formerly Kaiser)	24	Doyle, Minn.	2116-22nd St. South, St. Paul	Daughter
William Kaiser	23	Cold Spring, Minn.	Cold Spring, Minn.	Son

SIXTH—That William Kaiser whose Post Office address is Cold Spring, Minn. is named in said Will as execut^{or} thereof and is a suitable and competent person to be execut^{or} of said Will.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said William Kaiser be appointed execut^{or} thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said William Kaiser.

Wm. Kaiser
1926, William Kaiser.
Petitioner.

State of Minnesota, }
County of Ottawa } ss. William Kaiser
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.
William Kaiser

Subscribed and sworn to before me this
4th day of June, 1926.
W. C. Adams
Notary Public, Ottawa County, Minnesota.
My Commission expires Oct. 10th, 1931.

State of Minnesota,
County of Ottawa
IN PROBATE COURT
Petition for Allowance and
Probate of Will.

In the Matter of the Estate of
Adam Kaiser
Decedent.

Filed this 4th day of
June, 1926
Georgia Lake
Clerk of Probate.

Wm. Kaiser
MILLS & CO., MINNEAPOLIS

State of Minnesota, }
County of STEARNS }

IN PROBATE COURT.

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

Linus Kaiser

Proof of Will

Decedent.

State of Minnesota, }
County of Stearns }

Fred V. Stein

being

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the
subscribing witnesses to the instrument now shown him, bearing date the 8th
day of June A. D. 19 21, and purporting to be the Last Will and Testament of

Linus Kaiser

of the County

of Stearns and State of Minnesota now here presented
for probate; that the said affiant, Fred V. Stein, knew

and was well acquainted with the said Decedent, in his lifetime and at the time of his death,
that on the day and date of said instrument, to-wit, the 8th day of June

A. D. 19 21, the said instrument was signed, sealed, executed and then and there acknowledged, published
and declared by the said decedent, to be his Last Will and Testament, in the pre
and of Anton Kuggli

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

Anton Kuggli

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

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

And further deponent saith not.

Subscribed and sworn to before me this

16th day of July A. D. 19 25

J. B. Kinsel
Judge of Probate.

Fred V. Stein

No. 7649

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Linus Kaiser

Decedent.

TESTIMONY OF

Fred V. Stein

Subscribing Witness to Will.

Taken, sworn, subscribed and filed

this 16th day of

July 19 26

Jacob A. Lahr
Clerk—Judge of Probate.

I, Linus Kaiser of Cold Spring,
in the County of Stearns and State of Minnesota,
being of sound mind and memory, do make, publish and declare this to be my Last Will
and Testament.

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

Second, after the payment of such funeral expenses and debts, I give, devise and
bequeath To my son William Kaiser Seven hundred fifty Dollars

Third I give to my son Adam Kaiser Six hundred Dollars.

Fourth, I give to my son Joseph Kaiser Six hundred Dollars.

Fifth, the residue of my estate I give to my children William Kaiser,
Adam Kaiser, Joseph Kaiser, and Mary Kaiser, to be divided among the said
children of mine share and share alike.

Lastly, I make, constitute and appoint my son William Kaiser

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
8th. day of June in the year of our Lord one thousand nine
hundred and twenty one

Linus Kaiser

Seal

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

Fred Ystein residing at Cold Spring, Minnesota.
Anton Haggli residing at Cold Spring, Minnesota.

Last Will and Testament

—OF—

Linus Kaiser

Dated June 8th 1921

WITNESSES

State of Minnesota, }
County of Stearns }

IN PROBATE COURT
CERTIFICATE OF PROBATE

In the Matter of the Estate of Linus Kaiser 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 Linus Kaiser Decedent, late of said County of Stearns bearing date the 8th day of June 19 21, 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 Linus Kaiser 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 16th day of July 19 26

COURT
SEAL

J. B. Hines
Judge of Probate.

0025 0744

7649

State of Minnesota, }
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linnæ Kaiser
Decedent.

Certificate of Probate of Will

Filed this 16th day of

July 1926, and recorded,

together with the will attached in Book

1 of Records of Wills, Page 333

Carol A. Lahr
Clerk Judge of Probate.

541085200

State of Minnesota,
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

Decedent.

Order Admitting Will to Probate.

The above entitled matter came on to be heard, on the 16th day of
Adjourned from July 2nd, 1926.
July 19 26 upon the petition of William Kaiser

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 4th day of June
19 26, has been duly served and published as directed therein and required by law.

SECOND--That said decedent died on the 27th day of April
19 26, and at the time of his death was a resident of Cold Spring
in the County of Stearns State of Minnesot
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: Fred V. Stein

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 July 16th 19 26.

J. B. Kinnel
Judge of Probate.

7649.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Linus Kaiser
Decedent.

Order Admitting Will to Probate

Filed this 16th day of
July 1926, and recorded
in Book "#3" of Orders, Page 258.

1 Jacob A. Lahe
Judge of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Linus Kaiser

Decedent.

LETTERS TESTAMENTARY

To William Kaiser

GREETING:

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

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

FIRST—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase and profits, of said estate; to demand, receive, collect, sue for and recover all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, in within 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 following charges, demands, and debts, in the order following, to-wit: the expenses of the said estate; the expenses of the funeral of said decedent; the expenses of the last sickness of said decedent; all the debts of decedent having preference under the laws of the United States; all taxes that shall be legally levied upon the estate of decedent; all other debts of decedent due to his creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if his said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this
January 19 27.

29th day of

J. B. Hind
Probate Judge.



State of Minnesota,

IN PROBATE COURT.

County of _____

ss.

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

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

this

day of _____

A. D. 19 _____

Probate Judge.

State of Minnesota,

County of *Searns*.

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

*Linus Lauer*LETTERS TESTAMENTARY
(LONG FORM)

Filed this *29th* day of
January, 19*27*, and Recorded
in Book "*N.*" of Letters, Page *31*

Jacob A. Lake
Clerk ~~Judge~~ of Probate Court.