



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

## IN PROBATE COURT

13,343

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow  
Decedent.

## Petition for Appointment of Special Administrator

Your petitioner Ellen R. Primmis respectfully represents and states to the court:

First—That he is a resident of Town of St. Cloud in the County of Stearns State of Minnesota, and is interested in the said estate of decedent as daughter and devisee & legatee.

Second—That said decedent died on the 26th day of Feb., 1944, at Town of St. Cloud in the County of Stearns State of Minnesota, and at the time of his death was a resident of the County of Stearns State of Minnesota, and left estate in the County of Stearns State of Minnesota, of the character and estimated value following, to-wit:

## Real Estate

(1st) Homestead of the estimated value of \$

(2nd) Other Lands

of the total estimated value of \$

## Personal Property

(1st) Household goods of the estimated value of (2 Trunks & contents \$ 50.00)

(2nd) Wearing apparel of the estimated value of \$

(3rd) Capital stock of the estimated value of \$

(4th) Notes, bonds, Mortgages and other evidences of indebtedness, of the estimated value of \$

Total personal property \$ 50.00

Third—That it is necessary and expedient that a special administrator of said estate be appointed, for the following reasons: To ascertain contents of trunks

& determine necessity of probate.

Fourth—That Ellen R. Primmis who is a resident of Town of St. Cloud Stearns County Minnesota, and whose Postoffice address is Town of St. Cloud - St. Cloud Minn is a suitable person to act as special administrator of said estate of said Frances Elizabeth Barlow. R 3



WHEREFORE, Your petitioner prays that special administration of said estate be granted by the court; and that upon due qualification by ~~law~~, special letters of administration be to said Ellen R. Primus.

Primus granted.  
Dated 3/3 1944 Ellen R Primus Petitioner.

**State of Minnesota,** } ss.  
County of Stearns Ellen R. Primus,  
being duly sworn, on oath says that he is the person who made and signed the foregoing petition; that he has read the said petition and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated on information and belief, and as to those matters he believes it to be true.

Subscribed and Sworn to Before me this

3rd. day of Mar.,  
1944.

Henry H. Sullivan,  
Notary Public, State Senator County, Minn.  
45th Minn. Dist.

My Commission expires 19  
My term Expires 1-1-47.

13,343  
**State of Minnesota,**  
County of Stearns

**PROBATE COURT**

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barber

**Petition for Appointment of Special  
Administrator.**

Filed this 24th day of

July 1944.

Frank H. Hergert  
Clerk Judge of Probate

State of Minnesota,  
County of Stearns }

## IN PROBATE COURT

In the Matter of the Estate of

Frances Elizabeth Barlow

Decedent.

## Order Granting Special Administration

On reading and filing the petition of

Ellen R. Primus

praying that special administration of the estate of the above named decedent be granted to

Ellen R. Primus

, and upon due consideration of said petition

and the evidence adduced in support thereof, the court finds:

FIRST—That said decedent died on the 26th day of February, 1944,

and at the time of his death was a resident of the County of Stearns

State of Minnesota

Stearns

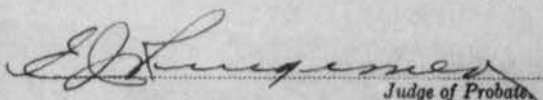
State of Minnesota.

SECOND—That special administration is necessary to ascertain (1)  
contents of trunks to determine necessity of probate.

THIRD—That it is necessary and expedient, for the preservation and best interests of said estate, that special administration of said estate be granted.

Now Therefore, it is Ordered, That special administration of said estate be, and the same hereby is, granted; and that Ellen R. Primus be, and he hereby is appointed such special administrator of said estate, to administer the same according to law until the further order of this court or the appointment and qualification of a general representative of said estate according to law; and that before letters of special administration are to him issued, he shall take and file his oath as required by law, and file his bond in the penal sum of One Hundred and no/100 (\$100.00) - - - - Dollars, with sufficient sureties as provided by law, to be approved by the Judge of this court and conditioned as by law required.

Dated July 24th, 1944.

  
Judge of Probate.

Note: (1) Here state the facts necessitating special administration.

0018 0689

State of Minnesota, }  
County of Stearns }

**PROBATE COURT**

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow

*Decedent.***Order Granting Special Administration**

Filed this 24th day of  
July 1944, and recorded  
in Book " 24 " of Orders,

Page 386

*Frank Herzog*  
Clerk—~~Judge~~ of Probate Court.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow

Decedent.

## Letters of Special Administration

Ellen R. Primus

..... having filed in this court his oath and  
bond to act as special administrator of the estate of the above named decedent, as required by law:

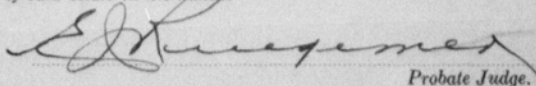
It is Ordered, That the said

Ellen R. Primus

be, and he

hereby is, appointed special administrator of said estate of said decedent, with full power to take charge of said estate, to collect all the personal property thereof, to care for, gather and secure crops, to preserve all the property of said estate for the executor or administrator who may hereafter be appointed of said estate, to commence and maintain actions in behalf of said estate, to make and return a true inventory of all the property of said estate to this court as speedily as possible; and by leave of this court, sell the personal property of said estate, take charge of the real property thereof and lease the same for a term not exceeding one year, and to do all other things necessary for the preservation of said estate, and which as such special administrator he may do pursuant to law, until the further order of this court or until a general representative of said estate is appointed and has qualified; and upon the termination of his said trust and wherever required by the court to account to this court for his doing hereunder, and upon the granting of letters testamentary or of administration to a general representative of said estate, to forthwith deliver to him all the property of said estate in his hands.

Dated July 24th, 19 44



Probate Judge.

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**State of Minnesota,**County of **Stearns**

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**PROBATE COURT**

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**IN THE MATTER OF THE ESTATE OF**  
**Frances Elizabeth Barlow**

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**Letters of Administration**  
(Long Form)

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**Filed this** 24th **day of****July** 19 **44** **and recorded****in Book " 1 " of Letters,****Page** 120**Clerk** *Frank Herzog*  
**Judge of Probate.**



**Know All Men by these Presents,** *That we,*

-----Ellen R. Primus-----

as principal and Henry H. Sullivan and Ruth L. Sullivan,

as sureties, are

held and firmly bound unto Hon. E. J. Ruegamer Judge of Probate of the

County of Stearns Minnesota, in the sum of

Fifty (\$50) ..... DOLLARS,

lawful money of the United States, to be paid to the said Judge of Probate, or to 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.

Signed with our hands and sealed with our seals this 24th day of July  
A. D. 1944

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

----- Ellen R. Primus----- Special Letters of Administration

upon the estate of Frances Elizabeth Barlow late of Town of

St. Cloud, Stearns County, Minnesota deceased,

being to her granted, shall and will

faithfully perform the duties of said office

and shall make and return into the Probate Court of the County of

and State of Minnesota, as required by law, a true and perfect inventory of all the goods, chattels, rights,

credits and effects of said deceased, which shall come to her possession or knowledge, and that he

will truly account for all goods, chattels, credits and effects of the said deceased which shall be received by

him, whenever required by the Probate Court of said County, and shall deliver the same to the person

who shall afterward be appointed executor or administrator of said deceased, or to such other person

as shall be legally authorized to receive the same; then this obligation to be void, otherwise to remain of

full force and effect.

Sealed and Delivered in Presence of

Margaret Amersbach  
L. H. Ruegamer

Ellen R. Primus (SEAL)

Henry H. Sullivan (SEAL)

Ruth L. Sullivan (SEAL)

(SEAL)

(SEAL)

OATH

State of Minnesota  
County of Stearns

I, Ellen R. Primus (SEAL)

do swear that I will faithfully and truly perform all the duties of the

office and powers as such as I am acting as Special Administrator of the

estate of Frances Elizabeth Barlow to the best

of my ability, Oath taken and sworn

Subscribed and sworn to before me 24th day of July A. D. 1944 (SEAL)

My Commission Expires

Judge of Probate

L. H. Ruegamer

0018 0693

State of Minnesota, }  
County of Stearns ss.

BE IT KNOWN, That on this 24th day of July A. D. 19 44,  
personally appeared before me Ellen R. Primus, Henry H. Sullivan and  
Ruth L. Sullivan,

to me well known to be the same persons who executed the foregoing Bond, and they severally acknowl-  
edged the same to be their own free act and deed, and that they executed the same for the uses and pur-  
poses therein expressed.

*[Signature]*  
Judge of Probate.

State of Minnesota, }  
County of Stearns ss.

Henry H. Sullivan and Ruth L. Sullivan

being duly sworn, each for himself, deposes and says, that he is a freeholder and resident of the State of  
Minnesota, and is worth the sum of One Hundred (\$100)

Dollars, over and above all just debts, liabilities and  
responsibilities, and exclusive of his property exempt from execution.

Subscribed and sworn to before me this

24th day of July, 19 44

*[Signature]*  
Judge of Probate.

*[Signature]*  
*[Signature]*

I do hereby approve the within Bond:

Dated this 24th day of

July A. D. 19 44

*[Signature]*  
Judge of Probate.

No. 13343

IN PROBATE COURT,

County of Stearns

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow  
Deceased.

Special Administrator's Bond

Filed and approved this

day of , 19

Judge of Probate.

State of Minnesota,

County of Stearns ss.

I hereby certify that the within Bond  
was duly recorded this 24th  
day of July, 19 44  
in Book 23 of Bonds, page 43

Clerk of Probate.  
*[Signature]*

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances E. Barlow

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 Township of St. Cloud in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: as devisee, legatee, and as heir at law.

SECOND—That said decedent was born in the State of Illinois and died at Township of St. Cloud County of Stearns, State of Minnesota, on the 26th day of February, 1944, aged 78 years and was at the time of her death a native of United States and a citizen of the Country of United States and a resident of Township 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 her death consisted of personal property of the estimated value of \$50 divided as follows:

- |                                |                               |
|--------------------------------|-------------------------------|
| 1. Household goods, - \$ 50.00 | 2. Wearing apparel, - - \$    |
| 3. Stock, - - - \$             | 4. Notes, bonds, etc., - - \$ |
| 5. Miscellaneous, - \$         | 6. \$                         |

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

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

A. City Property

(Give Area)

(or)

B. Rural Property

(Give Area)

2. Real Estate other than Homestead: None

A. City Property	Lots without Buildings	\$
City Property	Lots with Buildings	\$
B. Rural Property	Acres improved land	\$
Rural Property	Acres unimproved land	\$

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

13.343



# PRINTER'S AFFIDAVIT OF PUBLICATION

Printer's Affidavit of Publication. (Mason's Minn. Statutes, 1927, Chaps. 10935, 10936, as amended by Chap. 373, G. L. 1933, as amended by L. 1935, C. 166.)

STATE OF MINNESOTA,  
County of Stearns.

N. V. Honer, being duly sworn, on oath says; that he is, and during all the times herein stated has been the publisher of the newspaper known as Cold Spring Record, and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the

Order for Hearing on Petition for Probate of Will, Limiting Time to File Claims and for Hearing Thereon.

hereinafter described, said newspaper was printed and published in the Village of Cold Spring, in the County of Stearns, State of Minnesota, on Wednesday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the village from which it purports to be issued as above stated in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the above-mentioned Probate Notice

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week for three (3) successive weeks; that it was first so published on Wednesday, the 29th day of May, 1946, and thereafter on Wednesday of each week to and including the 12th day of June, 1946.; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

~~abcdefghijklmnopqrstuvwxyz~~ defghijklmnopqrstuvwxyz

N. V. Honer

Subscribed and sworn to before me this 13th day of

June, 1946.

LEANDER M. MALLER  
Notary Public, Stearns County, Minn.

My commission expires Feb. 10, 1948, 194

STATE OF MINNESOTA,  
County of Stearns--ss.  
**IN PROBATE COURT**  
File No. 13,343  
In Re Estate of  
FRANCES E. BARLOW, Decedent.  
Order for Hearing on Petition for Probate of Will, Limiting Time to File Claims and for Hearing Thereon  
Elen R. Primus having filed a petition for the probate of the Will of said decedent and for the appointment of Elen R. Primus as Executrix, which Will is on file in this Court and open to inspection;  
IT IS ORDERED. That the hearing thereof be had on Friday, the 21st day of June, 1946, at nine o'clock A. M., before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that objections to the allowance of said will, if any, be filed before said time of hearing; that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and that the claims so filed be heard on Friday, September 27th, 1946, at nine o'clock A. M., before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that notice hereof be given by publication of this order in the Cold Spring Record, and by mailed notice as provided by law.  
Dated May 23rd, 1946.  
(Probate Court Seal)  
E. J. RUEGEMER,  
Probate Judge.  
Henry H. Sullivan, Esq.,  
Attorney for Petitioner,  
St. Cloud, Minnesota.



13.342

STATE OF MINNESOTA }  
County of Stearns }

PROBATE COURT  
In the Matter of the Estate of  
Frances E. Barlow  
Decedent ~~Ward~~

Printers affidavit  
Will & Claims

FILED THIS 14<sup>th</sup> DAY  
OF June A.D. 19 46  
Frank Perry  
Clerk of Probate

0018 0698

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances E. Barlow

Decedent.

State of Minnesota,

County of Stearns

} ss.

Henry H. Sullivan

STATE OF MINNESOTA,  
County of Stearns—ss.

## IN PROBATE COURT

File No. 13,343

In Re Estate of

FRANCES E. BARLOW, Decedent.  
Order for Hearing on Petition for  
Probate of Will, Limiting Time  
to File Claims and for Hear-  
ing ThereonEllen R. Primus having filed a pe-  
tition for the probate of the Will of  
said decedent and for the appointment  
of Ellen R. Primus as Executrix,  
which Will is on file in this Court and  
open to inspection;IT IS ORDERED, That the hearing  
thereof be had on Friday, the 21st  
day of June, 1946, at nine o'clock  
A. M., before this Court in the prob-  
ate court room in the court house  
in the City of St. Cloud, Minnesota,  
and that objections to the allowance  
of said will, if any, be filed before said  
time of hearing; that the time within  
which creditors of said decedent may  
file their claims be limited to four  
months from the date hereof, and  
that the claims so filed be heard on  
Friday, September 27th, 1946, at nine  
o'clock A. M., before this Court in the  
probate court room in the court  
house in the City of St. Cloud, Minne-  
sota, and that notice hereof be given  
by publication of this order in the  
Cold Spring Record, and by mailed  
notice as provided by law.

Dated May 23rd, 1946.

(Probate Court Seal)

E. J. RUEGEMER,

Probate Judge.

Henry H. Sullivan, Esq.,  
Attorney for Petitioner,  
St. Cloud, Minnesota.

being duly sworn, on oath says; that he is the attorney for the petitioner  
in the matter above entitled and has full knowledge of the facts herein set forth; that  
on the 6th day of June 1946, he mailed a true  
hereto attached and made a part hereof by enclosing it in a sealed envelope and  
placed at the City of St. Cloud,  
prepaid, addressed to each of the following named persons at their respective addresses  
the ~~names and addresses of the legatees and devisees~~ all of the legatees and devisees  
whose names and addresses he has been able to ascertain after due diligence, to-wit:

Addresses

Names

Addresses

St. Cloud, Minn., R # 3

915-5th St., S. W., Great Falls, Montana

me this 21st

, 19 46.

*Sworn*  
Stearns County, Minn.  
Stearns County, Minn.  
Expires Aug. 23, 1952

*Henry H. Sullivan*

0018 0699

13.343

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances E. Barlow

Decedent.

AFFIDAVIT OF SERVICE  
BY MAIL

Will & Claims

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

June, 1926

Frank Heyog

Clerk—Judge of Probate.

0010 8100  
0018 0700

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT

In the Matter of the Estate of Frances E. Barlow Deceased.

THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court,  
and Ellen R. Barlow, now Ellen R. Primus, named as executrix of said Will,  
having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Ellen R. Primus give  
bonds to the Judge of this Court in the sum of Fifty and no/100 (\$50.00)

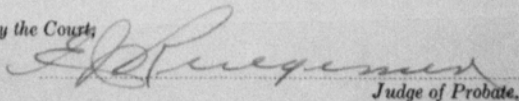
Dollars,

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 be to her issued.

Dated at St. Cloud Minnesota, the 21st day of June,

A. D. 1946...

By the Court:



Judge of Probate.

Attorney for Petitioner.

0018 0701

No. 13,343

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Frances E. Barlow

Deceased.

## ORDER FOR EXECUTOR'S BOND

Filed this 21st day of  
June A. D. 19 46, and  
recorded in Book of Orders, on  
page

*Frank Hesberg*  
Clerk—Judge of Probate.

No. 3540\*

2010 8100



State of Minnesota,  
County of Stearns } ss. /

## IN PROBATE COURT.

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

Frances E. Barlow

Proof of Will

Decedent.

State of Minnesota,  
County of Stearns } ss.

Henry H. Sullivan

, being

duly sworn on behalf of the proponent of the Will, doth depose and say: that he is one of the subscribing witnesses to the instrument now shown herewith, bearing date the 11th day of June A. D. 19 22, and purporting to be the Last Will and Testament of

Frances E. Barlow

of the County

of Stearns and State of Minnesota now here presented for probate; that Henry H. Sullivan 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 11th day of June

A. D. 19 22, 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

Ruth Hyslop

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

Ruth Hyslop

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 <sup>es</sup>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

21 day of June A. D. 19 26

*E. J. [Signature]*  
Judge of Probate.

*Henry H. Sullivan*

No. 13,343

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND  
TESTAMENT OF

Frances E. Barlow  
Decedent.

### TESTIMONY OF

Henry H. Sullivan  
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

21st day of

June 19 46

Frank Herzog  
Clerk-Judge of Probate  
No. 3545\*

2013 8:03

W I L L  
\*\*\*\*\*

I, Frances Elizabeth Barlow, of 302-21st Avenue North, of the City of St. Cloud, Stearns County, Minnesota, being of sound mind and memory and mindful of the uncertainties of human life, do hereby make, publish and declare this instrument to be my Last Will and Testament, hereby expressly revoking any wills heretofore made by me.

I.

It is my will that all my just debts, funeral expenses, expenses of my last sickness, if any, and expenses of administering my estate should first be paid by my executrix hereinafter named.

II.

It is my will that my husband, Marion O. Barlow, should have that part of my estate to which he is entitled under the statutes of the State of Minnesota.

III.

It is my will that my daughter, Ellen R. Barlow, should have an undivided two-thirds ( $2/3$ ) interest in twelve (12) lots which I own at Wahpeton, North Dakota; the other undivided one-third ( $1/3$ ) interest in said lots going, of course, under the statutes of this State, to my husband hereinbefore mentioned. It is my will that my son, Laurence Barlow, should not have any share in the said twelve (12) lots in Wahpeton, North Dakota.

IV.

It is my desire and wish that after the death of my said husband, my said homestead consisting of a house and lot at No. 302-21st Avenue North, St. Cloud, Minn., should become the property of and I hereby bequeath the same to my two children, hereinbefore mentioned, share and share alike.

V.

I hereby designate and appoint my said daughter, Ellen R. Barlow, as sole executrix of this my Last Will and Testament,

and it is my will that she be, and she is hereby given power to sell or dispose of in any manner that she may see fit, any of my property at any time after my death, subject to the provisions of this my Last Will and Testament.

Signed and sealed by me this 11th day of Jan., 1922.

Frances E. Barlow (Seal)

The foregoing instrument was signed and sealed by the said Frances Elizabeth Barlow on the 11th day of January, 1922, in our presence, and then and there declared by her to be her Last Will and Testament, and we, each of us, at her request, in her presence and in the presence of each other, subscribed our names thereto as attesting witnesses.

Ruth Z. Doyle Residing at Shuk Rapids, Minn.  
Henry A. Sullivan Residing at St. Cloud Minn., Minn.



\*\*\*\*\*

W I L L

of

Frances Elizabeth Barlow

\*\*\*\*\*

0018 0707



State of Minnesota,  
County of Stearns

IN PROBATE COURT  
CERTIFICATE OF PROBATE

In the Matter of the Estate of Frances E. Barlow 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  
Frances E. Barlow Decedent, late of said County of Stearns  
bearing date the 11th day of June 19 22, 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 Testa-  
ment of said Frances E. Barlow  
deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

**In Testimony Whereof,** The Judge of the Probate Court  
of said County has hereunto set his hand and affixed the seal  
of said Court at St. Cloud, Minn. in said County,  
this 21st day of June 19 48

*[Signature]*  
Judge of Probate.



State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances E. Barlow

Decedent.

## Certificate of Probate of Will

Filed this 21st day of

June 19<sup>46</sup>, and recorded,

together with the will attached in Book

L of Records of Wills, Page 42

Clerk

Judge of Probate.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Frances E. Barlow

Decedent

## Order Admitting Will to Probate

The above entitled matter came on to be heard on the 21st day of June 19 46

upon the petition of Ellen R. Primus  
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 23rd day of May 1946 has  
been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 26th day of February 19 44, and  
at the time of his death was a resident of the Township 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 the subscribing witness to said purported last will and testament of said decedent, to-wit:

Henry H. Sullivan

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

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

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

Dated June 21st, 19 46.

*E. H. H. H.*  
Judge of Probate.

State of Minnesota, }  
County of Stearns }  
PROBATE COURT

IN THE MATTER OF THE ESTATE OF  
Frances E. Barlow  
Decedent.

Order Admitting Will to Probate

Filed this 21st day of  
June 1946, and recorded  
in Book " 72 " of Orders, Page 361.

Frank Herzog  
Clerk Judge of Probate.

State of Minnesota,

Stearns

County of

ss.

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow

Decedent.

## LETTERS TESTAMENTARY

To Ellen R. Primus

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 her death did belong; and, in within one month from the date hereof, to make and file in this court a true, certified, inventory of all the estate of said decedent, and cause the same to be appraised according to law.

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

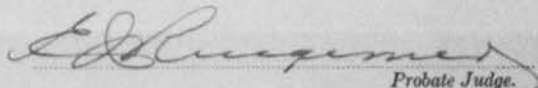
THIRD—To cause to be paid, according to the provisions of said will as far as possible, and where not possible, then according to law, out of the personal estate of decedent if the same be sufficient therefor, and if not sufficient, then out of the real estate of decedent to be sold under the order of this court, the following charges, demands, and debts, in the order following, to-wit: the expenses of the administration of said estate; the expenses of the funeral of said decedent; the expenses of the last sickness of said decedent; all the debts of decedent having preference under the laws of the United States; all taxes that shall be legally levied upon the estate of decedent; all other debts of decedent due to her creditors that shall be duly proved and allowed by the court, if said estate be sufficient therefor, otherwise to pay the same pro rata; all legacies given and provided by said will of decedent, if her said estate be sufficient therefor.

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

Witness, The Judge of this Court, and the seal thereof, this 8th day of

August

, 1946



Probate Judge.

COURT  
SEAL



State of Minnesota,

County of Stearns

# PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Elizabeth Barlow,  
Deceased

## LETTERS TESTAMENTARY (LONG FORM)

Filed this 8th day of  
August, 19 46, and Recorded

in Book "A" of Letters, Page 314

*Victoria Heiskamp*  
Deputy Clerk-Judge of Probate Court.

County of }  
State of Minnesota.

## IN PROBATE COURT

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

WITNESS, my hand and seal of said Court, at

day of

, A. D. 19

this

Probate Judge.

State of Minnesota, } ss.  
County of Stearns

IN PROBATE COURT.

In the Matter of the Estate of  
Frances E. Barlow

BOND

Know All Men by these Presents, That we Ellen R. Primus

of Township of St. Cloud

in the County of Stearns

State of Minnesota, as principal, and

Henry H. Sullivan

of said County and State,

as sureties, are held and firmly bound to Hon. E. J. Ruegamer

Judge of Probate of the County of Stearns

Minnesota, in the sum of

Fifty (\$50) .....

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 Ellen R. Primus

, who has been appointed representative of the

estate of the above named Frances E. Barlow

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 8<sup>th</sup>

day of August

, A. D. 1946

Signed, Sealed and Delivered in Presence of

Ruth L. Sullivan  
Earl J. Meier

Ellen R. Primus (SEAL)  
Henry H. Sullivan (SEAL)  
(SEAL)  
(SEAL)  
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, } ss.  
County of Stearns

Be It Known, That on this 8<sup>th</sup>

day of August

, A. D. 1946

personally appeared before me Ellen R. Primus, and Henry H. Sullivan

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.

Ruth L. Sullivan  
Notary Public.

My Commission Expires , 19

RUTH L. SULLIVAN  
Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 23, 1932

County, Minn.

## JUSTIFICATION

State of Minnesota, }

County of Stearns }

Henry H. Sullivan

of

St. Cloud, Minnesota

and

of

being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 100.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

*Henry H. Sullivan*

Subscribed and sworn to before me this 8th day of August, 19 46.

*Ruth L. Sullivan*

Notary Public,

RUTH L. SULLIVAN

Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 23, 1952

My Commission Expires

## APPROVAL

I do hereby approve the within Bond, this 8th day of August, A. D. 19 46

*[Signature]*  
Judge of Probate.

(Court Seal)

## OATH

State of Minnesota, }

County of }

I,

Ellen R. Primus

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 Frances E. Barlow to the best of my ability. So help me God.

*Ellen R. Primus*

Subscribed and sworn to before me this 8th day of August, A. D. 19 46

*Ruth L. Sullivan*  
Notary Public.

RUTH L. SULLIVAN

Notary Public, Stearns County, Minn.  
My Commission Expires Aug. 23, 1952

My Commission Expires 19 County, Minn.

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances E. Barlow

Decedent—Ward.

BOND AND OATH OF  
REPRESENTATIVE

Filed this 8th day of

August 19 46

and said Bond recorded in Book

of Bonds, page 62 of Probate  
Records.

Clerk—Judge of Probate.



13,344

State of Minnesota,

} ss.

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

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 Fair Haven in the County of Stearns State of Minnesota, and is an adult and is interested in the estate of decedent in this, to-wit: Petitioner is sole legatee and devisee, named executor in the will and is a son of decedent

SECOND—That said decedent was born in the Country of Germany, and died at Fair Haven County of Stearns, State of Minnesota, on the 1st day of April, 1943, aged 87 years and at the time of his death was a native of Fair Haven and a citizen of the Country of United States and a resident of Fair Haven in the County of Stearns and State of Minnesota and left estate in the County of Stearns State of Minnesota.

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

FOURTH—That the estate of decedent at the time of his death consisted of personal property of the estimated value of \$ none divided as follows:

- |                     |         |                        |             |
|---------------------|---------|------------------------|-------------|
| 1. Household goods, | \$ none | 2. Wearing apparel,    | \$ no value |
| 3. Stock,           | \$      | 4. Notes, bonds, etc., | \$          |
| 5. Miscellaneous,   | \$      |                        |             |

That said estate also included real estate of the estimated worth and probable value of \$ 2500.00 situated Fair Haven in said County of Stearns State of Minnesota, to-wit:

1. Homestead in Stearns County, Minnesota, as follows:  
Townsite of Fair Haven 2-8-44-3  
A. City Property Lots 7-8-9 of Block 11, Townsite of Fair Haven, according to plat of record 2 acre

\$ 2500.

(Give Area)

(or)

## B. Rural Property

(Give Area)

\$

2. Real Estate other than Homestead: 7-8-47  
All of block 26, and lots 1-2-3-4-5-6-7-8-9-10-11 of Block 11  
A. City Property Townsite of Fair Haven according to Lots without Buildings \$ 900.00  
City Property Lots with Buildings \$  
B. Rural Property Acres improved land \$  
Rural Property Acres unimproved land \$

FIFTH—That the probable amount of debts of decedent is \$ 1000.00, consisting of

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Lizzie Dahnke	73	spouse	706 Bedford Str St. Paul, Minn
Carl Dahnke	39	son	R F D South Haven, Minn
William Dahnke	52	son	Onamia, Minn
Edward Dahnke	46	son	R F D South Haven, Minn
Gust Dahnke	49	son	R F D Foreston, Minn.
Henry Dahnke, dead, left			
Chester Dahnke	29	grandson	Kimball, Minn
George Dahnke	27	grandson	R F D Kimball, Minn
Luella Thies	25	granddaughter	R F D Kimball, Minn
Agnes Dahnke	21	granddaughter	R F D Kimball, Minn
Lucinda Dahnke	54	widow of Henry Dahnke	R F D Kimball, Minn
Elsie Hulton, predeceased decedent,		left no issue	

SEVENTH—That Carl Dahnke whose Post Office address is R F D South Haven, Minn is named in said Will as executor thereof and is suitable and competent person to be executor of said Will.

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

Dated April 1st, 19 44

Carl Dahnke

Petitioner.

State of Minnesota,

County of Wright

Carl Dahnke

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

Carl Dahnke

Subscribed and sworn to before me this 1st

day of April, 19 44

George G Schierts

Notary Public Wright

County, Minnesota.

My Commission expires May 8th, 1945.

State of Minnesota,

County of Stearns

IN PROBATE COURT

Petition for Allowance and Probate of Will

In the Matter of the Estate of

Fritz Dahnke

Decedent.

Selection of Newspaper

To the Judge of said Court:

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

St. Cloud Times

(Here insert name of newspaper)

George G Schierts, Attorney for Petitioner, Annandale, Minn.

(Sign your name here)

Filed this 25th day of July, 19 44

Mark H. Harty

Probate Judge Clerk

No. 3880



State of Minnesota,

County of Stearns

ss.

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

Decedent.

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

ATTACH COPY OF ORDER HERE

## ORDER FOR HEARING ON PETITION FOR PROBATE OF WILL, LIMITING TIME TO FILE CLAIMS AND FOR HEARING THEREON

STATE OF MINNESOTA, County of Stearns--ss. In Probate Court, File No. 13344.

In Re Estate of Fritz Dahnke, Decedent.

Carl Dahnke having filed a petition for the probate of the Will of said decedent and for the appointment of Carl Dahnke as Executor, which Will is on file in this Court and open to inspection:

IT IS ORDERED. That the hearing thereof be had on Friday, the 18th day of August, 1944, at 9 o'clock A. M. before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that objections to the allowance of said Will, if any, be filed before said time of hearing; that the time within which creditors of said decedent may file their claims be limited to four months from the date hereof, and that the claims so filed be heard on Friday, December 1st, 1944, at 9 o'clock A. M. before this Court in the probate court room in the court house in the City of St. Cloud, Minnesota, and that notice hereof be given by publication of this order in The St. Cloud Daily Times, and by mailed notice as provided by law.

Dated July 23rd, 1944.

(Probate Court Seal)

E. J. RUEGEMER,  
Probate Judge.

GEORGE G. SCHIERTS, Esq.,  
Attorney for Petitioner,  
Annandale, Minnesota.  
Pub. July 27, Aug 3-16, 1944

File No.

## IN PROBATE COURT

Affidavit of Mailing of Order for Hearing

ON PETITION FOR ALLOWANCE AND PROBATE OF WILL

State of Minnesota,

County of Wright

ss.

George G. Schierts

being first duly sworn on oath deposes and says that on the 24 day of July, 1944, at Annandale, in said County and State he mailed two copies of the Order hereto attached in the above entitled matter, to

two and one to  
(Commissioner of Taxation)

DO

(Secretary of State or Foreign Consul)

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

Annandale, Minnesota  
and addressed to the following named persons:

	STREET OR POST OFFICE	CITY	STATE
Lizzie Dahnke	706 Bedford Str	St. Paul	Minn
Carl Dahnke	R F D	South Haven	Minn
William Dahnke		Onamia	Minn
Edward Dahnke	R F D	South Haven	Minn
Gust Dahnke	R F D	Foreston	Minn
Chester Dahnke		Kimball	Minn
George Dahnke	R F D	Kimball	Minn
Luella Theis	R F D	Kimball	Minn
Agnes Dahnke	R F D	Kimball	Minn
Lucinda Dahnke	R F D	Kimball	Minn
Com Taxation		St. Paul	Minn

Subscribed and Sworn to before me this 29 day of July, 1944.

Notary Public, County, Minn.

My commission expires Jan 14, 1948

0019 0718

File No. 13344

**State of Minnesota,**

County of Stearns

**IN PROBATE COURT**

In the Matter of the Estate of

Fritz Dahnke

*Decedent.*

**AFFIDAVIT OF MAILING**

Hill & Claims

Filed July 31st, 19 44

Frank Herzog  
Probate Judge Clerk.

**ORDER FOR HEARING ON PETITION  
FOR PROBATE OF WILL, LIMITING  
TIME TO FILE CLAIMS AND  
FOR HEARING THEREON**

STATE OF MINNESOTA, County of  
Stearns--ss. In Probate Court. File  
No. 13,344.

In Re Estate of Fritz Dahnke, De-  
cedent.

Carl Dahnke having filed a petition  
for the probate of the Will of said  
decedent and for the appointment of  
Carl Dahnke as Executor, which Will  
is on file in this Court and open to  
inspection:

IT IS ORDERED. That the hearing  
thereof be had on Friday, the 18th  
day of August, 1944, at 9 o'clock A. M.,  
before this Court in the probate court  
room in the court house in the City  
of St. Cloud, Minnesota, and that  
objections to the allowance of said  
Will, if any, be filed before said time  
of hearing; that the time within which  
creditors of said decedent may file  
their claims be limited to four months  
from the date hereof, and that the  
claims so filed be heard on Friday,  
December 1st, 1944, at 9 o'clock A. M.,  
before this Court in the probate court  
room in the court house in the City  
of St. Cloud, Minnesota, and that  
notice hereof be given by publication  
of this order in The St. Cloud Daily  
Times, and by mailed notice as pro-  
vided by law.

Dated July 25th, 1944.

(Probate Court Seal)

E. J. RUEGEMER,  
Probate Judge.

GEORGE G. SCHIERST, Esq.,

Attorney for Petitioner.

Annandale, Minnesota.

Pub. July 27, Aug. 3-10, 1944

STATE OF MINNESOTA, } ss  
COUNTY OF STEARNS }

Fred Schlipplin, being duly sworn on oath says: that he is, and during all the times  
herein stated has been, the publisher of the newspaper known as The St. Cloud Daily Times  
and has full knowledge of the facts hereinafter stated.

That for more than one year prior to the publication therein of the  
**Order For Hearing On Petition For Probate  
Of Will**

hereinafter described,  
said newspaper was printed and published in the City of St. Cloud, in the County of Stearns,  
State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper  
has been printed in the English language from its known office of publication within the City  
of St. Cloud from which it purports to be issued as above stated and in newspaper format and  
in column and sheet form equivalent in space to at least 450 running inches of single column,  
two inches wide; has been issued daily except Sundays and holidays from a known office es-  
tablished in said place of publication and employing skilled workmen and the necessary material  
for preparing and printing the same; that the press work on that part of the newspaper devoted  
to local news of interest to the community it purports to serve has been done in its known  
office of publication; that during all said time in its makeup not less than twenty-five per cent  
of its news columns have been devoted to local news of interest to the community it purports  
to serve; that during all said time it has not wholly duplicated any other publication, and has  
not been entirely made up of patents, plate matter and advertisements; has been circulated in  
and near its said place of publication to the extent of at least two hundred and forty (240) copies  
regularly delivered to paying subscribers and has entry as second class matter in its local post-  
office; and that there has been on file in the office of the County Auditor of Stearns County,  
Minnesota, the affidavit of a person having knowledge of the facts, showing the name and loca-  
tion of said newspaper and the existence of the conditions constituting its qualifications as a  
legal newspaper.

That the **Order For Hearing On Petition for Probate  
Of Will**

hereto attached was cut from the columns of said newspaper, and was printed and published  
therein in the English language, once each week, for **three** successive weeks; that it was  
first so published on **Thursday** the **27** day of **July**, 19 **44**;  
and thereafter on **Thursday** of each week to and including the **10**  
day of **August**, 19 **44**;

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

abcdefghijklmnopqrstuvwxyz

*Fred Schlipplin*

Subscribed and sworn to before me **10** day of **August**, 19 **44**

*Notary Public*  
Notary public Stearns County, Minnesota.

My Commission expires **Oct. 1**, 19 **44**

0019 0720

13.344

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

Of Order For Hearing  
On Petition for Probate  
Of WILL

FILED THIS 14<sup>th</sup> DAY  
OF Aug A.D. 1944  
Frank Herzog  
Clerk of Probate

State of Minnesota, }  
County of Stearns } ss.

## IN PROBATE COURT

In the Matter of the Estate of Fritz Dahnke Deceased.

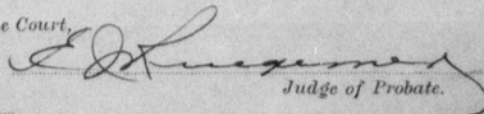
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Carl Dahnke named as execut or of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Carl Dahnke give bonds to the Judge of this Court in the sum of Five Hundred and no/100 (\$500.00) Dollars,

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

Dated at St. Cloud, Minnesota, the 25th day of August, A. D. 19 44.

By the Court,

  
Judge of Probate.

Attorney for Petitioner.

0019 0722



No. 13,344

## IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Fritz Dahnke

Deceased.

## ORDER FOR EXECUTOR'S BOND

Filed this 25th day of  
August A. D. 19 44, and  
recorded in Book of Orders, on  
page

Frank K. Herzog  
Clerk—~~Judge~~ of Probate.

W I L L .

I, FRITZ DAHNKE, of the Village of Fair Haven, Stearns County, Minnesota, being of sound mind and disposing memory, and yet mindful of the uncertainty of human life, do therefore make, publish, and declare the following to be my Last Will and Testament, hereby revoking any former Will by me at any time heretofore made; that is to say:

FIRST, I ask my Executor hereinafter named to make settlement of the expenses of my last illness and funeral.

SECOND, I hereby give, devise, and bequeath to my beloved wife, Lizzie Dahnke, should she survive me, a life interest in the real estate owned by me in the Village of Fair Haven, Stearns County, Minnesota. Subject to such life interest in my said real estate given to my wife, should she survive me, I give, devise, and bequeath the said real estate and all personal property of which I should die seized and possessed, to my son, Carl Dahnke, to be his absolutely, and to his heirs and assigns in fee simple.

I have in mind at the time of the making of this Will my sons, William, Edward, and Gust Dahnke, and the surviving widow and children of my deceased son, Henry Dahnke, and the surviving heirs of my deceased daughter, Elsie Houlton, and I make this form of disposition of my property after fully considering all of said children and the widow and issue of my deceased son, and the heirs of my deceased daughter, feeling that it is fully justified by the circumstances.

LASTLY, I do hereby nominate and appoint my son, Carl Dahnke, sole Executor of this, my Last Will and Testament, he to serve without bond, and I fully authorize him to make

settlement of my estate, and in connection therewith, to make, execute, and deliver any deed or deeds or releases of any character necessary in connection with the disposition of my estate, or any part thereof, without the license of the Court authorizing him to do so.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal on this 26th day of September, 1940.

Fritz Dahnke (SEAL)

This Instrument was, on the day of the date thereof, signed, published, and declared by the said testator, FRITZ DAHNKE, 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.

R. B. Brower Residing at St. Cloud, Minnesota.

Mildred B. Hynell Residing at St. Cloud, Minnesota.

A S S E N T .

I, LIZZIE DAHNKE, wife of Fritz Dahnke, do hereby, in all things, assent to the terms of the foregoing Will of the said Fritz Dahnke, and I agree to accept the same.

Dated, St. Cloud, Minnesota, September 26th, 1940.

In Presence of

R. B. Brower Lizzie Dahnke  
Mildred B. Hynell Mark

LAST WILL AND TESTAMENT

OF

FRITZ DANKKE

September 26th, 1940.

9217 8100



State of Minnesota, }

County of Stearns }

IN PROBATE COURT  
CERTIFICATE OF PROBATE

In the Matter of the Estate of Fritz Dahnke Decedent

**We 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 Fritz Dahnke Decedent, late of said County of Stearns bearing date the 26th day of September 1940, 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 Fritz Dahnke deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

**In Testimony Whereof,** The Judge of the Probate Court of said County has hereunto set his hand and affixed the seal of said Court at St. Cloud, Minn. in said County, this 25th day of August 1944

*E. H. [Signature]*  
Judge of Probate.





State of Minnesota, }

County of Stearns }

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

Decedent.

## Certificate of Probate of Will

Filed this 25th day of

August 19 44, and recorded,

together with the will attached in Book

Records of Wills, Page 564

Clerk Judge of Probate.

State of Minnesota,

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Decedent

## Order Admitting Will to Probate

The above entitled matter came on to be heard on the 25th day of August 19 44

upon the petition of Carl Dahnke

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 25th day of July 19 44 has been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 1st day of April 19 43, and at the time of his death was a resident of Fair Haven

in the County of Stearns and State of Minnesota

and left estate in the County of Stearns State of Minnesota.

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

R. B. Brower and Mildred B. Wyvell, were identified by Frank Herzog as ~~being the same as the signature of the testator~~ and the signature of the testator was identified by Carl Dahnke, Wm. Seutter and Chas. Schmitt,

in open court.

~~and~~ duly sworn and examined, and ~~the same were found to be the same as the signature of the testator~~

~~is a true and correct copy of the original instrument filed for probate.~~

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

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

Dated August 25th, 19 44.

*E. J. Ferguson*  
Judge of Probate.

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

IN THE MATTER OF THE ESTATE OF  
Fritz Dahnke  
Decedent.

**Order Admitting Will to Probate**

Filed this 25th day of  
August 1944, and recorded  
in Book "20" of Orders, Page 515  
1 Frank Herzog  
Clerk Judge of Probate.

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

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

Decedent.

## LETTERS TESTAMENTARY

To Carl Dahnke

GREETING:

WHEREAS, You have been appointed execut<sup>OR</sup> of the last will and testament of the above named decedent, by the order of this court, and have duly qualified as such:

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

First—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase, and profits, of said estate; to demand, receive, collect, sue for and recover, all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, within <sup>one month</sup> ~~XXXXXX~~ 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 administration of said estate; the expense 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 1st day of

September 1944

{ COURT  
SEAL }

*[Signature]*  
 Judge of Probate Court.



2010 11 08

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\_\_\_\_

Judge of Probate Court.

No. 13,344  
State of Minnesota, }  
County of \_\_\_\_\_ | Stearns } ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

LETTERS TESTAMENTARY [Long Form]

Filed this 1st day of  
September 19 44, and Recorded  
in Book "X" of Letters, Page 123.

Frank Herzog  
Clerk of Probate Court.



State of Minnesota, } File 13,344  
 County of Stearns }  
 IN THE MATTER OF THE ESTATE OF }  
 Fritz Dahnke }  
 Decedent. }  
 BOND

KNOW ALL MEN BY THESE PRESENTS, That we Carl Dahnke  
 as principal,  
 and ANCHOR CASUALTY COMPANY  
 a corporation organized under the laws of the State of Minnesota  
 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 E. J. Ruegemer  
 as 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 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  
 Carl Dahnke  
 who has been appointed repre-  
 sentative 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 remain in full force and virtue.

IN WITNESS WHEREOF, Said principal has hereunto affixed his hand and  
 seal; and the said surety has caused these presents to be signed by its Attorney-in-Fact  
 and its corporate seal to be hereto attached by authority of its Board  
 of Directors, this 28th day of August, 1944.

Signed, Sealed and Delivered in Presence of

*George G. Schierls*  
*Geo. G. Schierls*

Witnesses

*S. E. ...*

*J. Mariarty*

*Carl Dahnke* (Seal)

(Seal)

ANCHOR CASUALTY COMPANY

By *C. A. Mathews*

C. A. Mathews, Attorney-in-Fact

ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota, } ss.  
 County of Wright }

On this 28th day of August, 1944, before me personally  
 appeared Carl Dahnke  
 to me well known  
 to be the person who executed the foregoing bond as principal, and he acknowledged  
 that he executed the same for the uses and purposes herein expressed as his free act and  
 deed.

*George G. Schierls*  
 George G. Schierls  
 Notary Public, Ramsey County, Minnesota.

My Commission Expires May 8th, 1945.

ACKNOWLEDGMENT OF SURETY

State of Minnesota, } ss.  
 County of Ramsey }

On this 30th day of August, 1944, before me appeared C. A. Mathews  
 to me personally known, who being by me  
 duly sworn, did say that he is Attorney-in-Fact  
 of Anchor Casualty Company, 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 C. A. Mathews, by authority of its Board of  
 Directors; and the said C. A. Mathews  
 acknowledged said instrument to be the free act and deed of said corporation.

*Sabina Curran*  
 Notary Public, Ramsey County, Minnesota.

My Commission Expires 1945  
 SABINA CURRAN,  
 Notary Public, Ramsey County, Minn.  
 My Commission Expires July 22, 1949.

APPROVAL

I hereby approve the within bond and the surety thereon, this 1st day of

September, 1944

[Signature]  
Probate Judge.

OATH OF REPRESENTATIVE

State of Minnesota,

County of Wright

I, Carl Dahnke

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 Fritz Dahnke, decedent

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

Carl Dahnke

Subscribed and sworn to before me this 28th

day of August, 1944

George C. Schierls  
George C. Schierls

Notary Public Wright, County, Minnesota.

My Commission Expires May 8th, 1945

File 13,344

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Decedent.

Bond and Oath of Representative

(SURETY COMPANY FORM)

Filed the 1st day of September, 1944, and said  
bond recorded in Book 7 of

Bonds, page 118 of Probate

Frank Heryon  
Clerk ~~for~~ Probate.

Fourteen, Minneapolis

State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

Decedent.

Order Appointing Appraisers

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

It is ordered that Colin McDonald and

P. L. Sawyer

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

Dated this 5th day of September, 19 44.

(PROBATE COURT SEAL)

*E. B. Ruger*  
Probate Judge.

No. 13,344

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

*Decedent*

Order Appointing Appraisers

Filed September 5th, 1944

*Frank Herzog*  
Probate Judge Clerk.

3019 0736



## State of Minnesota,

County of Stearns

## IN PROBATE COURT

File No. 13.344

In the Matter of the Estate of

Fritz Dahnke

Decedent.

## INVENTORY AND APPRAISAL

Date of Death April 1st, 1943

## OATH OF APPRAISERS

## State of Minnesota,

County of Wright

P. I. Sawyer

I, Colin McDonald, and

do solemnly swear that I will honestly, faithfully and impartially perform all the duties of the office and trust which I now assume as appraiser of the estate of

Fritz Dahnke, decedent to the best of my ability, So Help Me God.

Subscribed and sworn to before me this 5th

day of Sept., 1944

George G. Schierts

Notary Public, Wright County, Minn.

My commission expires May 8th, 1945

(SEAL)

## INVENTORY AND APPRAISAL

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

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

## CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of about 3 acres (give acreage) acres in area described as follows, to-wit:	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
All of block 6 in the Town Site of Fair Haven, according to plat and survey thereof, on file and of record in the office of the register of deeds, in and for Stearns County. (said block is not platted into lots, but is one whole block. all clear		
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		\$ 1000.00
Blocks eleven and twenty-six, in the Townsite of Fair Haven, according to plat and survey thereof, on file and of record in the office of the register of deeds, in and for Stearns County.	all clear	\$1000.00
	Totals	\$2000.00

FORWARDED

0019 0737



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

[illegible]

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

[illegible]

## SUMMARY

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

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

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

Respectfully submitted,

Carl Dahlenbe

Representative.....

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

## VERIFICATION

State of Minnesota,

County of Wright

ss.

Carl Dahnke

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

Subscribed and sworn to before me this 5th day of Sept., A. D. 19 44

*George G. Schierls*  
George G. Schierls

Notary Public, Wright County, Minn.

My commission expires May 8th, 1945  
(SEAL)

*Carl Dahnke*

Representative

## CERTIFICATE OF APPRAISERS

State of Minnesota,

County of Wright

We, the undersigned appraisers, duly appointed by the

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

Fritz Dahnke

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

Dated this 5th day of Sept., A. D. 19 44

*Carl Dahnke*  
*H. Sawyer*

Appraisers.

File No. 13,344

State of Minnesota,

County of Stearns

## PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Decedent.

## Inventory and Appraisal

Total Personal	- \$	-----
Total Real Estate	- \$	2000.00
Total Appraisal	- \$	2000.00

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

Deputy-Treasurer of  
County, Minnesota.

Filed this 6th day of September, A. D. 1944

*Frank E. Sawyer*  
Probate Clerk  
George G. Schierls,  
Attorney.  
Armandale, Minn.

No. 3857\*



State of Minnesota,  
County of Stearns

IN PROBATE COURT

## INHERITANCE TAX RETURN

In the Matter of the Estate of

Fritz Dahake

Decedent.

Date of Death April 1st, 1943

## GENERAL INSTRUCTIONS

This return must be filed with the Probate Court, at or before the time of filing the inventory, by the representative of the estate of every person whose death occurred after April 20, 1939.

All questions must be answered. Where space is insufficient for giving the complete information required, separate sheets should be attached, appropriately marked and referred to by letter or number.

If the estate is, or may be, taxable the return must be made in duplicate and one copy must be delivered to the Commissioner of Taxation under the direction of the Probate Court.

Name and address of the attorney for the estate must appear on the face of the return.

Below appear excerpts from Chapter 338, Session Laws of Minnesota for 1939, amending Mason's Minnesota Statutes of 1927, Section 2295 and Section 2304, relating to Inheritance Tax Return.

"2295 (2). Every representative shall, at the time of filing the inventory as required by law, file with the Probate Court a return under oath, in such form as may be prescribed by the attorney general, of all property within his knowledge and the value thereof at the date of the decedent's death, (a) which the decedent has at any time transferred and which is or may be subject to an inheritance tax, (b) which the decedent held in joint tenancy, (c) which was subject to the exercise of a power of appointment by the decedent. The return shall also contain a list of all policies of insurance on the life of the decedent payable to named beneficiaries, and the amounts thereof, if the total amount thereof exceeds \$32,500."

"2304 (2). In all estates where it appears from the inventory, appraisal and return that an inheritance tax may be imposed, the representative shall, upon the filing thereof, under direction of the court, deliver a copy of each, and of the petition, and will, if any, to the attorney general."

(Note: Chapter 431, Laws of Minnesota for 1939, transfers duties of attorney general relating to inheritance taxation to the Commissioner of Taxation.)

## ALL QUESTIONS ON THIS PAGE MUST BE ANSWERED

INSTRUCTIONS FOR SCHEDULE I  
Property Held in Joint Tenancy

All personal property of every kind, wherever situated, and all real property situated in Minnesota, held in joint tenancy by the decedent and any other person or persons must be included in Schedule I. If the survivor furnished any part of the consideration the amount and nature of the consideration should be stated. If the property was acquired by the decedent and the survivor as joint tenants, by gift, bequest, devise or inheritance, that fact should be stated. The full value of the property held in joint tenancy should in all cases be given. Identify the homestead, if any, as such.

Did the decedent, at the time of his death, own any real or personal property as a joint tenant with the right of survivorship?

Ans. Yes or No..... **no**

INSTRUCTIONS FOR SCHEDULE II  
Insurance and Annuities

Schedule II must state all life or accident insurance taken out by decedent and payable on the death of the decedent, to named beneficiaries, where the total amount of insurance payable to named beneficiaries exceeds \$32,500. Insurance payable to the estate of the decedent, whether by the terms of the policy or by reason of the death of the named beneficiary, should be included in Schedule II regardless of the total amount of the insurance payable to named beneficiaries. If any policy was payable only by installments state the terms of the policy with respect to the amount and duration of payments. Schedule all annuities owned by decedent which had a commuted or cash refund value on death.

1. Did the decedent, prior to his death, take out policies of life insurance, payable to named beneficiaries, aggregating in excess of \$32,500?

Ans. Yes or No..... **no**

2. Did the decedent, at his death, have any life insurance payable to his estate?

Ans. Yes or No..... **no**

3. Did the decedent at the time of his death own any annuities which had a commuted or cash refund value?

Ans. Yes or No..... **no**

INSTRUCTIONS FOR SCHEDULE III  
Transfers by the Decedent

Schedule III must describe all property which the decedent has at any time transferred and which is, or may be, subject to an inheritance tax. This includes all transfers: (a) In contemplation of death; (b) Intended to take effect in possession or enjoyment at or after death; (c) In trust, where the income, or any part thereof, or the power of revocation, is reserved to the donor.

If the transfer was by deed, give the date of execution and of recording. If the transfer was in trust or to an insurance company for the purchase of an annuity, attach a copy of the instrument or contract and give the age and relationship of all beneficiaries.

1. Did the decedent make any transfer described in the foregoing instructions?

Ans. Yes or No..... **no**

2. Did the decedent, within two years immediately prior to his death, make any transfer of a material portion of his property, without adequate and full consideration in money or money's worth, in trust or otherwise?

Ans. Yes or No..... **no**

3. Did the decedent, at any time, make a transfer of an amount of \$2500.00 or more, without an adequate and full consideration in money or money's worth, which the representative believes is not subject to an inheritance tax?

Ans. Yes or No..... **no**

If the answer to question 3 is "Yes" state the date, description of property, value, character of transfer, and motive for making the transfer:

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

4. Were there in existence at the time of decedent's death any trusts created by him during his lifetime?

Ans. Yes or No..... **no**

INSTRUCTIONS FOR SCHEDULE IV  
Powers of Appointment

Under Schedule IV should be stated all property which the decedent at any time held subject to a power of appointment vested in him either by will or by any other instrument. A copy of the instrument granting the power of appointment should be attached and also a copy of the instrument exercising the power of appointment, if not a will previously filed for probate. The return must include all property held subject to a power, whether or not the power was exercised.

If decedent at any time held property subject to a power of appointment, prepare a schedule headed "Schedule IV" and give the following information: (1) Date of instrument creating power; (2) Type of instrument creating power; (3) Description of property; (4) Person to whom appointed and relationship to decedent; (5) Estimated value at date of death; (6) If real property, county assessor's true and full value at date of death.

1. Did the decedent have power of appointment over any real estate in Minnesota or of any personal property?

Ans. Yes or No..... **no**

2. Did decedent exercise power of appointment?

Ans. Yes or No..... **no**

Estate of **Fritz Dehnke**

## SCHEDULE I

## Property Held in Joint Tenancy

Note: See instructions on inside cover page. Answer all questions fully. List property in the following order: (1) Real estate; (2) Furniture and household goods; (3) Wearing apparel; (4) Corporation stocks (under description identify by certificate numbers and give class of stock and par value and price per share); (5) Mortgages, Bonds, Notes and other Written Evidences of Debts (under description give name of debtor, bond number, rate of interest, maturity date, price per hundred); (6) All other Personal Property.

Date of Transfer to Joint Tenants	DESCRIPTION	Surviving Joint Tenant	Relationship to Decedent	Lien or Encumbrances, etc.	Value at Date of Death	County Assessor's True and Full Value of Real Estate as of Date of Death
	<b>none</b>			\$	\$	\$
Totals.....				\$.....	\$.....	\$.....

2019 0100

Estate of Fritz Dabako

# SCHEDULE II Insurance and Annuities

Note: See instructions on inside cover page. Answer all questions fully

Date Taken Out	Number of Policy	Name of Company	Amount Payable at Death, Including Post-Mortem Dividend or Commuted or Cash Refund Value of Annuities	Name of Beneficiary and Relationship to Decedent	Did Decedent on July 15, 1937, Have Right to:	
					(1) Change Beneficiary?	(2) Cash Surrender Value?
		none	\$			\$
Totals			\$			\$

5510 6100 0019 0743



Estate of Fritz Dahnke

SCHEDULE III  
Transfers Made by Decedent During Life

Note: See instructions on inside cover page. Answer all questions fully.

Date of Transfer	Description of Property Transferred	How Transferred	Full Name of Transferee	Relationship to Decedent	Liens or Encumbrances, etc.	Value at Date of Death	County Assessor's True and Full Value of Real Estate at Date of Death
	none				\$	\$	\$
Totals.....					\$.....	\$.....	\$.....

5670 6100

# AFFIDAVIT

I, the undersigned representative of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that, to the best of my knowledge, information and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown in the foregoing schedules are the true and full values as of the date of the decedent's death; and that all statements made herein are true and correct.

(Signature) Carl Dahnke

(Address) R F D South Haven, Minn.

Subscribed and sworn to before me this 2nd

day of Sept 1944

George C. Schierts  
George C. Schierts

Notary Public Wright County, Minn.,  
My Commission expires May 8th. 1945

File No. **13,344**

**State of Minnesota,**

County of **Stearns**

Re: Estate of

**Fritz Dahnke**

Decedent.

INHERITANCE TAX RETURN

Filed

Clerk of Probate Court.

Attorney **George C. Schierls**

Address **Annandale, Minnesota**

Form approved by G. Howard Spaeth  
Commissioner of Taxation of Minnesota  
By Franklin B. Stevens, Director  
Division of Inheritance and Gift Taxes

August....., 1939.

0019 0747

State of Minnesota,  
County of Stearns.....

## IN PROBATE COURT

## INHERITANCE TAX RETURN

In the Matter of the Estate of

Fritz Dahnke....., Decedent.

Date of Death....April 1st, 1943.....

## GENERAL INSTRUCTIONS

This return must be filed with the Probate Court, at or before the time of filing the inventory, by the representative of the estate of every person whose death occurred after April 20, 1939.

All questions must be answered. Where space is insufficient for giving the complete information required, separate sheets should be attached, appropriately marked and referred to by letter or number.

If the estate is, or may be, taxable the return must be made in duplicate and one copy must be delivered to the Commissioner of Taxation under the direction of the Probate Court.

Name and address of the attorney for the estate must appear on the face of the return.

Below appear excerpts from Chapter 338, Session Laws of Minnesota for 1939, amending Mason's Minnesota Statutes of 1927, Section 2295 and Section 2304, relating to Inheritance Tax Return.

"2295 (2). Every representative shall, at the time of filing the inventory as required by law, file with the Probate Court a return under oath, in such form as may be prescribed by the attorney general, of all property within his knowledge and the value thereof at the date of the decedent's death, (a) which the decedent has at any time transferred and which is or may be subject to an inheritance tax, (b) which the decedent held in joint tenancy, (c) which was subject to the exercise of a power of appointment by the decedent. The return shall also contain a list of all policies of insurance on the life of the decedent payable to named beneficiaries, and the amounts thereof, if the total amount thereof exceeds \$32,500."

"2304 (2). In all estates where it appears from the inventory, appraisal and return that an inheritance tax may be imposed, the representative shall, upon the filing thereof, under direction of the court, deliver a copy of each, and of the petition, and will, if any, to the attorney general."

(Note: Chapter 431, Laws of Minnesota for 1939, transfers duties of attorney general relating to inheritance taxation to the Commissioner of Taxation.)

## ALL QUESTIONS ON THIS PAGE MUST BE ANSWERED

## INSTRUCTIONS FOR SCHEDULE I

## Property Held in Joint Tenancy

All personal property of every kind, wherever situated, and all real property situated in Minnesota, held in joint tenancy by the decedent and any other person or persons must be included in Schedule I. If the survivor furnished any part of the consideration the amount and nature of the consideration should be stated. If the property was acquired by the decedent and the survivor as joint tenants, by gift, bequest, devise or inheritance, that fact should be stated. The full value of the property held in joint tenancy should in all cases be given. Identify the homestead, if any, as such.

Did the decedent, at the time of his death, own any real or personal property as a joint tenant with the right of survivorship?

Ans. Yes or No.....NO.....

## INSTRUCTIONS FOR SCHEDULE II

## Insurance and Annuities

Schedule II must state all life or accident insurance taken out by decedent and payable on the death of the decedent, to named beneficiaries, where the total amount of insurance payable to named beneficiaries exceeds \$32,500. Insurance payable to the estate of the decedent, whether by the terms of the policy or by reason of the death of the named beneficiary, should be included in Schedule II regardless of the total amount of the insurance payable to named beneficiaries. If any policy was payable only by installments state the terms of the policy with respect to the amount and duration of payments. Schedule all annuities owned by decedent which had a commuted or cash refund value on death.

1. Did the decedent, prior to his death, take out policies of life insurance, payable to named beneficiaries, aggregating in excess of \$32,500?

Ans. Yes or No.....NO.....

2. Did the decedent, at his death, have any life insurance payable to his estate?

Ans. Yes or No.....NO.....

3. Did the decedent at the time of his death own any annuities which had a commuted or cash refund value?

Ans. Yes or No.....NO.....

## INSTRUCTIONS FOR SCHEDULE III

## Transfers by the Decedent

Schedule III must describe all property which the decedent has at any time transferred and which is, or may be, subject to an inheritance tax. This includes all transfers: (a) In contemplation of death; (b) Intended to take effect in possession or enjoyment at or after death; (c) In trust, where the income, or any part thereof, or the power of revocation, is reserved to the donor.

If the transfer was by deed, give the date of execution and of recording. If the transfer was in trust or to an insurance company for the purchase of an annuity, attach a copy of the instrument or contract and give the age and relationship of all beneficiaries.

1. Did the decedent make any transfer described in the foregoing instructions?

No.....NO.....

2. Did the decedent, within two years immediately prior to his death, make any transfer of a material portion of his property, without adequate and full consideration in money or money's worth, in trust or otherwise?

Ans. Yes or No.....NO.....

3. Did the decedent, at any time, make a transfer of an amount of \$2500.00 or more, without an adequate and full consideration in money or money's worth, which the representative believes is not subject to an inheritance tax?

Ans. Yes or No.....NO.....

If the answer to question 3 is "Yes" state the date, description of property, value, character of transfer, and motive for making the transfer:

4. Were there in existence at the time of decedent's death any trusts created by him during his lifetime?

Ans. Yes or No.....NO.....

## INSTRUCTIONS FOR SCHEDULE IV

## Powers of Appointment

Under Schedule IV should be stated all property which the decedent at any time held subject to a power of appointment vested in him either by will or by any other instrument. A copy of the instrument granting the power of appointment should be attached and also a copy of the instrument exercising the power of appointment, if not a will previously filed for probate. The return must include all property held subject to a power, whether or not the power was exercised.

If decedent at any time held property subject to a power of appointment, prepare a schedule headed "Schedule IV" and give the following information: (1) Date of instrument creating power; (2) Type of instrument creating power; (3) Description of property; (4) Person to whom appointed and relationship to decedent; (5) Estimated value at date of death; (6) If real property, county assessor's true and full value at date of death.

1. Did the decedent have power of appointment over any real estate in Minnesota or of any personal property?

Ans. Yes or No.....NO.....

2. Did decedent exercise power of appointment?

Ans. Yes or No.....NO.....



Estate of Fritz Dahnke

**SCHEDULE I**  
**Property Held in Joint Tenancy**

Note: See instructions on inside cover page. Answer all questions fully. List property in the following order: (1) Real estate; (2) Furniture and household goods; (3) Wearing apparel; (4) Corporation stocks (under description identify by certificate numbers and give class of stock and par value and price per share); (5) Mortgages, Bonds, Notes and other Written Evidences of Debts (under description give name of debtor, bond number, rate of interest, maturity date, price per hundred); (6) All other Personal Property.

Date of Transfer to Joint Tenancy	DESCRIPTION	Surviving Joint Tenant	Relationship to Decedent	Lien or Encumbrances, etc.	Value at Date of Death	County Assessor's True and Full Value of Real Estate as of Date of Death
	none			\$	\$	\$
Totals.....				\$	\$	\$

0510 8100

Estate of Fritz Dahnke

SCHEDULE II  
Insurance and Annuities

Note: See instructions on inside cover page. Answer all questions fully

Date Taken Out	Number of Policy	Name of Company	Amount Payable at Death, Including Post-Mortem Dividend or Commuted or Cash Refund Value of Annuities	Name of Beneficiary and Relationship to Decedent	Did Decedent on July 15, 1957, Have Right to:	
					(1) Change Beneficiary?	(2) Cash Surrender Value?
		nons	\$			\$
Totals			\$			\$

1510 8100

Estate of Fritz Dahnke

**SCHEDULE III**  
**Transfers Made by Decedent During Life**

Note: See instructions on inside cover page. Answer all questions fully.

Date of Transfer	Description of Property Transferred	How Transferred	Full Name of Transferee	Relationship to Decedent	Liens or Encumbrances, etc.	Value at Date of Death	County Assessor's True and Full Value of Real Estate at Date of Death
	none				\$	\$	\$
Totals.....					\$	\$	\$

2517 4100

# AFFIDAVIT

I, the undersigned representative of the estate of the above named decedent do hereby swear that I have carefully examined the foregoing return, including the separate sheets attached, if any, and that, to the best of my knowledge, information and belief, herein is listed all of the property required by law to be included in said return; that all questions have been truly answered; that I have no knowledge of any transfers required to be included in this return except as stated; and that to the best of my knowledge, information and belief the values shown in the foregoing schedules are the true and full values as of the date of the decedent's death; and that all statements made herein are true and correct.

(Signature) Carl Dalake

(Address) R.F.D. South Haven, Minn.

Subscribed and sworn to before me this 2nd

day of Sept, 19 44

George C. Schierts  
George C. Schierts

Notary Public Wright County, Minn.,  
My Commission expires May 8th, 1945



File No. 13,344

State of Minnesota,  
County of Stearns

Re: Estate of

Fritz Dehnke

Decedent.

INHERITANCE TAX RETURN

Filed

Sept. 6th 1944

Frank Krenzog

Clerk of Probate Court.

Attorney George G. Schierts

Address Annandale, Minnesota

Form approved by G. Howard Spaeth  
Commissioner of Taxation of Minnesota  
By Franklin B. Stevens, Director  
Division of Inheritance and Gift Taxes

August....., 1939.

2019 0754

State of Minnesota, } ss.  
County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Decedent.

Petition for Discharge of Executor  
or Administrator

Your Petitioner respectfully represents and states to the Court:

FIRST—That he is the Executor

of the estate of the above named decedent.

SECOND—That he has fully complied with all the terms and conditions of the final decree of distribution of the estate of the above named decedent made and filed in this Court; that ~~there was no personal property for distribution in said estate~~  
~~and that the executor has fully complied with all the terms and conditions of the final decree of distribution of the estate of the above named decedent made and filed in this Court; that there was no personal property for distribution in said estate~~  
~~and that the executor has fully complied with all the terms and conditions of the final decree of distribution of the estate of the above named decedent made and filed in this Court; that there was no personal property for distribution in said estate~~  
~~and that the executor has fully complied with all the terms and conditions of the final decree of distribution of the estate of the above named decedent made and filed in this Court; that there was no personal property for distribution in said estate~~  
and he has fully complied with all other orders and decrees of the Court relating to said estate; and that he has in all things well, faithfully, and fully administered said estate and performed all the duties of said trust as such representative.

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

Dated January 11th, 1945

Carl Dahnke

Petitioner—

State of Minnesota, } ss.  
County of Wright

Carl Dahnke, 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; that the same is true of his own knowledge.

Carl Dahnke

Subscribed and sworn to before me this 11th day of Jan., 1945

George G. Schlierts

Notary Public Wright County, Minn.

My commission expires May 8th, 1945

(SEAL)

No. ....

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Petition for Discharge of Executor

~~or Administrator~~ and

Sureties

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

January, 19 45

Frank Henry

Probate Clerk.

RECEIVED

☆☆☆  
CLARK

9510 8100  
0019 0756

State of Minnesota, }  
County of Stearns } ss.

IN PROBATE COURT  
File No. 13,344

IN THE MATTER OF THE ESTATE OF Fritz Dahnke DECEASED

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

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

Dated this 5th day of January A. D. 1945

*E. J. Ruger*  
Judge of Probate.

Stearns County, Minn.



No. 13,344

## In Probate Court

County of Stearns

IN THE MATTER OF THE ESTATE OF

Fritz Dahnke

Deceased.

### Order Discharging Executor or Administrator and Sureties

(Chap. 289 Laws 1917)

Filed this 5th day of

January 19 45

Recorded in book 75 of orders at

page 523

Frank K. Hennig

Clerk ~~in~~ Judge of Probate.

8510 6100  
0019 0758

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT.

In the Matter of the Estate of

Fritz Dahnke

Decedent.

## ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 5th day of January, 1945, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney, George G. Schiererts, Esq., and no one appeared in opposition.

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this Court, for said hearing, dated the 11th day of December, 1944, in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed in this court.

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

## RECEIPTS

Personal estate as described in the inventory	- - - - -	\$ none
Personal estate omitted from the inventory	- - - - -	\$ -
Gain by sales above appraised value	- - - - -	\$ -
Cash from sales of real estate	- - - - -	\$ 900.00
Cash from rent of real estate	- - - - -	\$ -
Cash from interest and profits	- - - - -	\$ -
Cash from other sources	- - - - -	\$ -
Advanced by Carl Dahnke, son of decedent, to release real estate	- - - - -	\$ 255.36
	- - - - -	\$ -
Total receipts from all sources	- - - - -	\$ 1155.36

## DISBURSEMENTS AND CREDITS

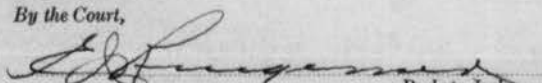
Estate selected for surviving spouse	- - - - -	\$ -
Maintenance of family of decedent	- - - - -	\$ -
Expenses of administration	- - - - -	\$ 919.96
Expenses of last sickness	- - - - -	\$ -
Funeral expenses	- - - - -	\$ 179.00
Taxes	- - - - -	\$ 56.40
Claims of creditors of decedent	- - - - -	\$ -
Legacies	- - - - -	\$ -
	- - - - -	\$ -
	- - - - -	\$ -
Residue on hand for distribution	- - - - -	\$ none
Total credits	- - - - -	\$ 1155.36

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

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

Dated January 5th, 19 45

By the Court,

  
Probate Judge.

No. 13,344

State of Minnesota,

County of Stearns

PROBATE COURT.

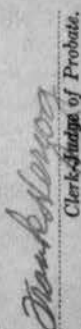
In the Matter of the Estate of

Fritz Dahnke

Decedent

Order Allowing Final Account.

Filed this 5th day of  
January, 1945, and  
Recorded in Book No. 88 of Orders,  
on Page 322

  
Clerk of Probate.

No. 8808\*

State of Minnesota,

County of Stearns

IN PROBATE COURT

File No. 13,344

In the Matter of the Estate of

Fritz Dahnke

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 5th day of January, 1945, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by attorney, George G. Schiertz, Esq., and no one appeared in opposition thereto.

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

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

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

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

THIRD—That said decedent died testate on the 1st day of April, 1943, and at the time of his death decedent was a resident of the County of Stearns and State of Minnesota.

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

(A) Personal property of the value of \$ — — — comprising the following items:

None.

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

All of Block Six ~~comprised~~ in the Townsite of Fair Haven, 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.  
 (said block is not platted into lots)

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

Block Eleven (11) in the Townsite of Fair Haven, 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 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:

Lizzie Dahnke, surviving spouse, and Carl Dahnke, son of said decedent.

Now, Therefore, On motion of George G. Schierts, Esq.,  
attorney for the

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

None for distribution.

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

All thereof to Carl Dahnke, son of decedent, subject to the  
 life estate of Lizzie Dahnke, surviving spouse of decedent.

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

Dated at St. Cloud, Minnesota, this 5th day of January, 1945



*J. H. [Signature]*  
 Probate Judge

State of Minnesota,

County of .....

PROBATE COURT

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



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

..... of the Probate Court.

File No. 15,344

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Fritz Dahnke

Deceased.

Final Decree of Distribution

Office of Register of Deeds,  
 State of Minnesota.

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

Register of Deeds.  
 Deputy.  
 By .....  
 Transfer entered this .....  
 day of ..... 19 .....

County Auditor.  
 Deputy.  
 By .....  
 Filed this 5th day of JANUARY,  
 1945, and recorded in Book # 87  
 of Decrees page 234

Judge - Clerk of Probate Court.  
 No. 3331\*

State of Minnesota,

County of Stearns

ss.

## IN PROBATE COURT

13,345

In the Matter of the Estate of

Catherine Fandel, also known as Catharina  
Fandel Decedent.Petition for Determination of  
Descent of Land

Your Petitioner Respectfully Represents and shows:

1. That the said decedent died in testate more than five years from the date hereof, at  
St. Cloud in the County of Stearns State of Minnesota  
on the 6th day of July, 1896, and at the time of his death was  
years of age, and a resident of St. Cloud, Minnesota  
his post office address then being St. Cloud, Stearns County, Minnesota.

2. That no will of said decedent has been admitted to probate nor administration had upon his estate in this state.  
~~That the estate of said decedent was heretofore probated in~~  
~~but that the real estate hereinafter described was not included in the final decree, made by the Court in said matter.~~

3. That said decedent at the time of his death was the owner of certain real estate described and of the value as follows, to-wit:

(a) The Homestead of decedent, being in the County of Stearns Value at Date  
State of Minnesota, described as follows, to-wit: of Death

none

\$

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

Lots One (1) and Two (2), less that part deeded to the City of St. Cloud in Deed Book 184 page 554, in Block Seventy (70), Town of St. Cloud City (Curtis Survey) and	150.00
Lots Twenty-two (22) Block Two (2) Rengel's Addition to St. Cloud,	50.00

\$ 200.00

4. That the interest of petitioner in said real estate is as follows, viz:

as son and heir at law of decedent

5. That the will of said decedent is herewith presented and filed for probate.\*

0020 0765

6. That the names, ages, relationship, and addresses of the heirs, executors, legatees and devisees of said decedent are as follows, to-wit:

[illegible]

WHEREFORE, Your petitioner prays that (said will be admitted to probate; and that) the descent of said real estate be determined and that it be assigned to the persons entitled thereto.

Dated July 25th, 19 44.

✓ Peter C. Funder Petitioner.

## VERIFICATION

State of Minnesota.

County of 1 Stearns

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

Subscribed and sworn to before me this

day of, July 1944

✓ Victor C. Fawell Petitioner

*Notary Public.*

County, Minn.

HARRY E. BURNS, St. Cloud, Minn.  
Notary Public, Stearns County, Minn.  
My Commission Expires July 19th, 1946  
(SEAL)

My Commission expires

19

\*If no will strike out paragraph 5 also in brackets. Also strike out part of Paragraph 2 and part in wherefore clause that does not apply.

State of Minnesota,

County of Stearns

## PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Catherine Tandel,  
also known as Decent.  
Catherine Tandel

# Petition for Determination of Descent of Land

## SELECTION OF NEWSPAPER

*To the Judge of said Court:*

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

Handwritten signature: *Handwritten signature*  
(Name of transporter)  
Handwritten signature: *Handwritten signature*  
(Signature of transporter)

Filed this 1 25 th day of July 1944

Frank Perrygo  
Probate Judge/Clerk

No. 98674

State of Minnesota,

County of Stearns

} ss.

## IN PROBATE COURT

File No. 13,345

IN RE ESTATE OF

Catherine Fandel, also known as  
Catharina Fandel

Decedent.

Order for Hearing on Petition to Determine  
Descent of Land

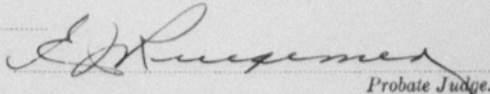
Victor C. Fandel

having filed in this Court

a petition representing, among other things, that said decedent died intestate more than five years prior to the filing thereof, leaving certain real property in Stearns County, Minnesota, and that no will of said decedent has been proved, nor administration of her estate granted, in this State and praying that the descent of said real property be determined and that it be assigned to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on ~~xxxxx~~ August 18 19 44, at nine o'clock A. M., before this Court, in the probate court room, in the court house, in City of St. Cloud, Minnesota, and that notice hereof be given by the publication of this order in the St. Cloud Daily Times, a legal newspaper, and by mailed notice as provided by law.

Dated July 25th, 1944



Probate Judge.

(Probate Court Seal)

Harry E. Burns, Esq.,  
Attorney for petitioner.  
St. Cloud, Minnesota

0020 0767



File No. 13,345

State of Minnesota,

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of  
Catherine Fandel, also known  
as Catharina Fandel,  
Decedent.

ORDER FOR HEARING ON  
PETITION TO DETERMINE  
DESCENT OF LAND

Service admitted

, 19

County Treasurer.

Deputy.

County, Minnesota.

Filed July 25th, 19 44

Frank Herzog  
Probate ~~Clerk~~ Clerk.

State of Minnesota,

## IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

County of Stearns

ss.

Catherine Fandel

Decedent.

State of Minnesota,

County of Stearns

ss.

Harry E. Burns

ORDER FOR HEARING ON PETITION  
TO DETERMINE DESCENT OF AND  
STATE OF MINNESOTA County of  
Stearns—ss. In Probate Court. File  
No. 13,345.

copy In Re Estate of Catherine Fandel, also  
known as Catharina Fandel, De-  
cedent.

dep Victor C. Fandel having filed in this  
Court a petition representing, among  
other things, that said decedent died  
intestate more than five years prior  
to the filing thereof, leaving certain  
real property in Stearns County, Minne-  
sota, and that no will of said decedent  
has been proved, nor administration  
of her estate granted, in this State  
and praying that the descent of said  
real property be determined and that  
it be assigned to the persons entitled  
thereto.

IT IS ORDERED, That the hearing  
thereof be had on August 18, 1944, at  
nine o'clock A. M. before this Court,  
in the probate court room, in the  
court house, in City of St. Cloud,  
Minnesota, and that notice hereof be  
given by the publication of this order  
in The St. Cloud Daily Times, a legal  
newspaper, and by mailed notice as  
provided by law.

Dated July 25th, 1944.

(Probate Court Seal)

E. J. RUBGEMER,

Probate Judge.

HARRY E. BURNS, Esq.,

Attorney for Petitioner,

St. Cloud, Minnesota.

Pub. July 27, Aug. 3-10, 1944

being duly sworn, on oath says; that he is the attorney for the petitioner...  
in the matter above entitled and has full knowledge of the facts herein set forth; that  
on the 4th day of August, 1944, he mailed a true

hereto attached and made a part hereof by enclosing it in a sealed envelope and  
re at the City of St. Cloud

prepaid, addressed to each of the following named persons at their respective addresses  
the heirs at law of the above named decedent all of the legatees and devisees

whose names and addresses he has been able to ascertain after due diligence, to-wit:

Addresses Names Addresses

th Ave. So., St. Cloud, Minn.

th Ave. So., St. Cloud, Minn.

4th Ave. So., St. Cloud, Minn.

er, 410 Mount Curve, Ave., St. Paul, Minn.

9th Ave. So. St. Cloud, Minn.

Subscribed and sworn to before me this 4th  
day of August, 1944.

*Guinevere Omann*

Notary Public, Stearns County, Minn.

My commission expires June 26th, 1949

GUINEVERE OMANN, Notary Public, Stearns County, Minn.

My Commission Expires June 26th, 1949

(SEAL)

*Harry E. Burns*

0020 0769

13,345

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Catherine Fandel  
Decedent.

AFFIDAVIT OF SERVICE  
BY MAIL

Decedent

Filed this 9th day of  
August, 1944

Frank Herzog  
Clerk ~~Judge of Probate.~~

0020 0770

**ORDER FOR HEARING ON PETITION  
TO DETERMINE DESCENT OF LAND  
STATE OF MINNESOTA, County of  
Stearns--as. In Probate Court. File  
No. 13343.**

In Re Estate of Catherine Fandel, also  
known as Catharina Fandel. De-  
cedent.

Victor C. Fandel having filed in this  
Court a petition representing, among  
other things, that said decedent died  
intestate more than five years prior  
to the filing thereof, leaving certain  
real property in Stearns County, Minne-  
sota, and that no will of said decedent  
has been proved, nor administration  
of her estate granted, in this State  
and praying that the descent of said  
real property be determined and that  
it be assigned to the persons entitled  
thereto:

IT IS ORDERED. That the hearing  
thereof be had on August 18, 1944, at  
nine o'clock A. M., before this Court,  
in the probate court room, in the  
court house, in City of St. Cloud,  
Minnesota, and that notice hereof be  
given by the publication of this order  
in The St. Cloud Daily Times, a legal  
newspaper, and by mailed notice as  
provided by law.

Dated July 23th, 1944.  
(Probate Court Seal)

E. J. RUEGEMER,  
Probate Judge.

HARRY E. BURNS, Esq.,  
Attorney for Petitioner,  
St. Cloud, Minnesota.

Pub. July 27, Aug. 3-10, 1944

STATE OF MINNESOTA, }  
COUNTY OF STEARNS }

Fred Schlipplin, being duly sworn on oath says; that he is, and during all the times  
herein stated has been, the publisher of the newspaper known as The St. Cloud Daily Times  
and has full knowledge of the facts hereinafter stated.

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

**Order For Hearing On Petition To Determine  
Descent of Land**

hereinafter described,  
said newspaper was printed and published in the City of St. Cloud, in the County of Stearns,  
State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper  
has been printed in the English language from its known office of publication within the City  
of St. Cloud from which it purports to be issued as above stated and in newspaper format and  
in column and sheet form equivalent in space to at least 450 running inches of single column,  
two inches wide; has been issued daily except Sundays and holidays from a known office es-  
tablished in said place of publication and employing skilled workmen and the necessary material  
for preparing and printing the same; that the press work on that part of the newspaper devoted  
to local news of interest to the community it purports to serve has been done in its known  
office of publication; that during all said time in its makeup not less than twenty-five per cent  
of its news columns have been devoted to local news of interest to the community it purports  
to serve; that during all said time it has not wholly duplicated any other publication, and has  
not been entirely made up of patent, plate matter and advertisements; has been circulated in  
and near its said place of publication to the extent of at least two hundred and forty (240) copies  
regularly delivered to paying subscribers and has entry as second class matter in its local post-  
office; and that there has been on file in the office of the County Auditor of Stearns County,  
Minnesota, the affidavit of a person having knowledge of the facts, showing the name and loca-  
tion of said newspaper and the existence of the conditions constituting its qualifications as a  
legal newspaper.

**Order For Hearing On Petition To Determine  
Descent of Land**

hereto attached was cut from the columns of said newspaper, and was printed and published  
therein in the English language, once each week, for **three** successive weeks; that it was  
first so published on **Thursday** the **27** day of **July** **1944**;  
and thereafter on **Thursday** of each week to and including the **10**  
day of **August** **1944**;

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

abcdefghijklmnopqrstuvwxyz

*Fred Schlipplin*

Subscribed and sworn to before me **10** day of **August** **1944**

*Edna Kipp*

Notary public Stearns County, Minnesota.

My Commission expires **Oct. 1** **1944**

13.345

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

Of Order For Hearing on  
Petition To Determine  
Descent of Land

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FILED THIS 14<sup>th</sup> DAY  
OF August A.D. 19 44  
Frank Herzog  
Clerk of Probate

2110 0200



## State of Minnesota,

## IN PROBATE COURT.

County of

Stearns

File No. 13,345

In the Matter of the Estate of  
Catherine Fandel, also known as  
Catharina Fandel,

Deceased.

## Decree of Descent.

The above entitled matter came on to be heard on the 18th day of August, 1944, upon the petition of Victor C. Fandel

praying for the judicial determination of the descent of the real estate hereinafter described belonging to said decedent at the time of her death. The said petitioner appeared in person and by attorney, Harry E. Burns, and no one appeared in opposition to said petition; and the court having duly considered said petition, and the evidence adduced in relation thereto finds the following facts:

FIRST—That due notice of said hearing was given by the publication of the order for hearing on said petition heretofore entered herein in the St. Cloud Daily Times, proof of publication of said notice of hearing and service by mail having been filed.

SECOND—That the petitioner's interest in the lands hereinafter described is as follows, to-wit:

as a son and heir at law of said decedent.

THIRD—That the above named decedent died at St. Cloud, in the County of Stearns, State of Minnesota, on the 6th day of July, 1896, leaving no last will and testament

and that more than five years have elapsed since the death of said decedent, and that no will has been probated nor administration had upon her estate in the State of Minnesota.

FOURTH—That said decedent, at the time of her death, was the owner and seized of the tract of land in the County of Stearns, State of Minnesota, described as follows, to-wit:

Lots One (1) and Two (2), less that part deeded to the City of St. Cloud in Deed Book 184, Page 554, in Block Seventy (70), Town of St. Cloud City (Curtis Survey) and

Lots Twenty-two (22), Block Two (2) Rengel's Addition to St. Cloud,

all 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 following named persons are the heirs at law

of said decedent and the persons entitled to her estate and the lands herein described, to-wit:

Frank Fandel, surviving spouse, and Victor Fandel, Julius J. Fandel, Sylvester Fandel, Pauline Fandel, Kindler and Hortense Fandel, children of said decedent.

AS A CONCLUSION FROM THE FOREGOING FACTS, IT IS ORDERED, ADJUDGED AND DECREED, That all and singular the above described lands descended to, and are the property of, the above named person <sup>ns</sup> and that the same be, and hereby are, vested in and assigned to the above named person <sup>s</sup>, in the following proportions, to-wit:.....

An undivided one-third (1/3) thereof to Frank Fandel, surviving spouse, and an undivided two-fifteenths (2/15) thereof to each of the said Victor C. Fandel, Julius J. Fandel, Sylvester Fandel, Pauline Fandel Kindler and Hortense Fandel, children of decedent, in fee simple, absolutely, forever.

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

Dated at St. Cloud, Minn., this 18th day of August, 1944.

*J. H. Hughes*  
Judge of Probate.

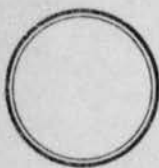
State of Minnesota,

County of .....

PROBATE COURT

I, ....., of the Probate Court, within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have compared the foregoing copy 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. 13,345

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Catherine Fandel

Decedent.

Decree of Descent

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 18th day of August, 1944, and recorded in Book 240 of Deeds, page 240

*Frank Fandel*  
Clerk of Probate.

RECORDING FEE \$1.25

State of Minnesota,  
County of STEARNS

IN PROBATE COURT,

13,346

In the Matter of the Estate of

MARY WEILER

Decedent.

TO THE PROBATE COURT ABOVE NAMED:

Your undersigned petitioner represents and states:

That he is entitled to apply for letters of administration of the estate of the above named decedent in this, to-wit: That he is a son of Mary Weiler and an heir at law of said decedent.

That the above named decedent died *in* testate on about the 25th day of May, 1944, in the County of Stearns, State of Minnesota, was at the time of her said death a resident of Stearns County in the State of Minnesota, and that she left property within this state all of which is claimed to be exempt from the payment of debts; an itemized statement of all which property is as follows, to-wit:

(1) Five (5) Shares Great Northern Iron Ore Properties, Certificate No. B-126176, valued at \$80.00.

(2) Ten (10) Shares Great Northern Railway Company Stock, Certificate No. X-2601, valued at \$350.00, owned by Mary Weiler and Jacob Weiler, as joint tenants with right of Survivorship and the court finds that Jacob Weiler died October 14, 1937.

(3) Dividend Check of \$10.00, No. 27432, issued by Great Northern Railway Company, dated June 19th, 1944, appraised at \$10.00.

(4) Zapp State Bank Trust Certificate No. 6316, with balance of \$83.23, in which decedent had an undivided one-third interest, appraised at \$8.00.

Total of above property, \$448.00.

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\*\*\*\*\*

That the facts by reason of which all said property is claimed to be exempt from payment of debts are as follows, to-wit: That the only heirs at law of this decedent are her two children named Edward J. Weiler and Margaret Bouton, and said children hereby make their statutory selection of \$500.00, as provided by law. And said property, all of which is above described, is therefore exempt from payment of debts, although the Petitioner alleges that all known creditors, of every kind and nature, have been fully paid.

Petitioner alleges that preferred claims such as expenses of last sickness and burial in the sum of more than \$695.00 have been paid for this decedent and hence the above items are exempt from claims of creditors.

That the names and addresses, so far as known to your petitioner, of the creditors of said decedent are as follows, to-wit:

## NAMES

## ADDRESSES

All the expenses of last sickness, burial and undertaker, as well as all claims, of every kind and nature, have been paid in full.

That the names, ages and places of residence of the heirs and devisees of said decedent, so far as known to your petitioner, are as follows, to-wit:

NAME	RESIDENCE	AGE	RELATIONSHIP
Edward J. Weiler	1115 1st Street North St. Cloud, Minnesota	Adult	Son
Margaret Bouton	1512 West State Street Rockford, Illinois	Adult	Daughter

WHEREFORE, Your petitioner prays that he is the son of Mary Weiler and an heir at law of said decedent and

that letters testamentary be issued to Edward J. Weiler; that the whole of said estate be closed forthwith; and judgment entered for the immediate distribution of said estate to those that shall be found thereunto entitled by the court.

*Edward J. Weiler*  
EDWARD J. WEILER Petitioner.

State of Minnesota,

County of STEARNS

EDWARD J. WEILER

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

Subscribed and sworn to before me this

21st day of July 19 44

*Pierre N. Thomey*  
PIERRE N. THOMEY

Notary Public, Stearns  
County, Minnesota.

My commission expires June 29th, 1949.

PIERRE N. THOMEY, Notary Public,  
St. Cloud Stearns County, Minnesota.  
My Commission Expires June 29, 1949.

*Edward J. Weiler*  
EDWARD J. WEILER

No. 13,346  
State of Minnesota,  
County of STEARNS  
PROBATE COURT  
IN THE MATTER OF THE ESTATE OF  
MARY WEILER Decedent.  
Petition for Summary Distribution  
of Exempt Estate.

The St. Cloud Times  
Filed this 25th day of  
July, 1944  
*Mark K. Hertzog*  
Clerk - Judge of Probate.



Please Make All Checks and Address All Correspondence to the Company.

TO A. J. DANIEL COMPANY DR.

◆ FURNITURE ◆ ◆ UNDERTAKING ◆

NO. 11-13 SEVENTH AVENUE NORTH

ST. CLOUD, MINNESOTA

Mrs. Mary Weiler Estate,

St. Cloud, Minn.

DATE	ITEMS	CHARGES	CREDITS	BALANCE
1944 May 25	To Personal Service and Casket, Grave Vault, Embalming and Hearse Service for the Funeral of Mrs. Mary Weiler, deceased	\$ 670.00		
"	Grave Opening	12.00		
"	Priests Attendance	13.00		
		<hr/> \$ 695.00		
	Rec'd Paym't June 20th 1944 A.J. Daniel Company <i>C.D. S.</i>	Thank You. <hr/>		

All accounts are due first of month following purchase. A prompt remittance is requested.

If any discrepancies are found please notify us at once.

0021 0777



State of Minnesota,

County of

Stearns

ss.

IN THE MATTER OF THE ESTATE OF

Mary Weiler

Decedent.

IN PROBATE COURT

File No. 13,346

Order for Hearing on Petition for  
Summary Assignment or Distribution

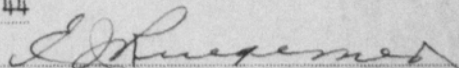
Edward J. Weiler

having filed a petition in this Court  
alleging that said decedent died intestate and that said estate consists only of the homestead of said  
decedent and only such personal property as is exempt from all debts and charges in Probate Court and  
praying for a summary assignment or distribution of said estate to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on Friday, August 18th,, 19 44,  
at nine o'clock A. M., before this Court in the Probate Court Room in the Court House in  
the city of St. Cloud, Minnesota, and that notice of said hearing be given by publica-  
tion of this order in the St. Cloud Daily Times, a legal newspaper,  
and by mailed notice as provided by law

Dated July 25th, 19 44

(PROBATE COURT SEAL)

  
Probate Judge.

Pierre N. Thomey, Esq.,

Attorney for Petitioner

St. Cloud, Minnesota

0021 0778

No. 13,346

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mary Weller

Decedent.

Order for Hearing on Petition for  
Summary Assignment or Distribution

Due and Personal Service of the with-  
in order is hereby admitted

, 19

Treas. County

By Deputy.

Filed this 25th day of  
July, 19 44

Frank Heryog  
Probate Clerk.

STATE OF MINNESOTA, } ss  
COUNTY OF STEARNS }

**ORDER FOR HEARING ON PETITION  
FOR SUMMARY ASSIGNMENT  
OR DISTRIBUTION**

STATE OF MINNESOTA, County of  
Stearns--ss. In Probate Court. File  
No. 12,346.

In the Matter of the Estate of Mary  
Weiler, Decedent.

Edward J. Weiler having filed a petition in this Court alleging that said decedent died intestate and that said estate consists only of the homestead of said decedent and only such personal property as is exempt from all debts and charges in Probate Court and praying for a summary assignment or distribution of said estate to the persons entitled thereto;

IT IS ORDERED, That the hearing thereof be had on Friday, August 18th, 1944, at nine o'clock A. M., before this Court in the Probate Court Room in the Court House in the city of St. Cloud, Minnesota, and that notice of said hearing be given by publication of this order in The St. Cloud Daily Times, a legal newspaper, and by mailed notice as provided by law.

Dated July 25th, 1944.  
(Probate Court Seal)

E. J. RUEGEMER,  
Probate Judge.

PIERRE N. THOMAY, Esq.,  
Attorney for Petitioner,  
St. Cloud, Minnesota.  
Sub. July 27, Aug. 3-16, 1944

Fred Schlipplin, being duly sworn on oath says: that he is, and during all the times herein stated has been, the publisher of the newspaper known as The St. Cloud Daily Times and has full knowledge of the facts hereinafter stated.

That for more than one year prior to the publication therein of the .....  
**Order For Hearing On Petition For Summary  
Assignment or Distribution** ..... hereinafter described,

said newspaper was printed and published in the City of St. Cloud, in the County of Stearns, State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper has been printed in the English language from its known office of publication within the City of St. Cloud from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued daily except Sundays and holidays from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the **Order For Hearing On Petition For summary  
Assignment or Distribution** .....

hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for **three** successive weeks; that it was first so published on **Thursday** the **27** day of **July** .. 19 **44** :  
and thereafter on **Thursday** .. of each week to and including the **10** ..  
day of **August** .. 19 **44** :

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

abcdefghijklmnopqrstuvwxyz

*Fred Schlipplin*

Subscribed and sworn to before me **August** day of **10** .. 19 **44**

*Notary Public*  
Notary public Stearns County, Minnesota.

My Commission expires .. **Oct. 1** .. 19**44**

0021 0780

13,346

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

Of Order For Hearing On  
Petition For Summary  
Assignment or Distribution  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FILED THIS 14<sup>th</sup> DAY  
OF Aug 19 44  
John Wesley  
Clerk of Probate

1810 1200





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

State of Minnesota,

County of STEARNS

IN PROBATE COURT

In the Matter of the Estate of

MARY WEILER

Decedent.

THE ST. CLOUD DAILY TIMES

AFFIDAVIT OF MAILING

*Exempt Estate*

Filed *Aug 18*, 19*44*

*Frank Herzog*  
Probate ~~Judge~~ Clerk

No. 3554\*

00210783

State of Minnesota,

County of Stearns

IN PROBATE COURT,

File No. 13,346

In the Matter of the Estate of

Mary Weller

Deceased.

Decree of Distribution  
of Exempt Estate

The above entitled matter came on to be heard on the 18th day of August 19 44 upon the petition of the ~~representative of said estate~~ Edward J. Weller stating that the property of said decedent described therein is claimed to be exempt from the payment of debts, and praying, among other things, that the whole of said estate be closed forthwith and judgment entered for the immediate distribution of said property to those thereunto entitled.

The ~~representative~~ petitioner of said estate appeared in person and by his attorney, Pierre N. Thomey, Esq., and no one appeared in opposition.

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 said decedent died in testate on the 25th day of May, 19 44.

THIRD—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 \$ 448.00 comprising the following items, viz.:

- (1) Five (5) shares of Great Northern Iron Ore Properties, Certificate No. E-126176, valued at \$80.00
- (2) Ten (10) shares Great Northern Railway Company Stock, Certificate No. X-2601, valued at \$350.00, owned by Mary Weller and Jacob Weller, as joint tenants with right of survivorship. The Court finds that Jacob Weller died November 13, 1939.

~~And such property described as follows, with the consent of decedent's estate to the County of~~

~~State of Minnesota, as set forth as follows to-wit:~~

- (3) Dividend Check of \$10.00, No. 27432, issued by Great Northern Railway Company, dated June 19th, 1944, appraised at \$10.00.

- (4) Zapp State Bank Trust Certificate No. 6316, with balance of \$83.23, in which decedent had an undivided one-third interest, appraised at \$8.00.

That decedent owned no real estate at the time of her death.

FOURTH—That all of said property is exempt from the payment of debts of said decedent by reason of the following facts: That petitioner and his sister, the only heirs at law of said decedent paid with their own funds a sum in excess of the hereinbefore described property of decedent to cover funeral and last sickness expenses of decedent and are entitled to the whole of said estate in reimbursement and for moneys so advanced.

3321 0784

FIFTH—That the following named persons are the heirs at law of said decedent, and are all of the persons entitled to the hereinbefore described property as heirs at law and in re-imbursement for moneys advanced:

Edward J. Weiler and Margaret Bouton, children of said decedent.

NOW THEREFORE, On Motion of Pierre N. Thomey, Esq.,  
attorney for the petitioner,

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 property, be, and the same hereby is assigned to and vested in the above named person in the following proportions and estates, to-wit:

One-half (1/2) thereof to each of the said Edward J. Weiler and Margaret Bouton, absolutely.

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 person, 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, Minn., this 18th day of August, 1944

*E. H. Ruess*  
Judge of Probate.

State of Minnesota,

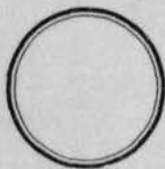
County of \_\_\_\_\_

ss.

## PROBATE COURT

I, \_\_\_\_\_ of the Probate Court within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have compared the foregoing copy 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. 13,346

State of Minnesota,

County of Stearns

## IN PROBATE COURT

In the Matter of the Estate of

Mary Weiler

Decedent.

Decree of Distribution  
of Exempt Estate

Office of Register of Deeds

State of Minnesota.

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

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

Register of Deeds.

Deputy.

By \_\_\_\_\_

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

County Auditor.

Deputy.

By \_\_\_\_\_

Filed this 18th day of August, 1944, and recorded in Book 69 of Deeds, page 130.

*Frank Herzig*  
Clerk of Probate Court

Secretary, St. Cloud

Recording Fee \$1.50