



[Stearns County \(Minn.\)](#)
[Probate Court: Probate case](#)
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13,347

State of Minnesota, }
 County of Stearns } 88.

IN PROBATE COURT

In the Matter of the Estate of

Herman Koopmans }
 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 Freeport 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 heir (son)

SECOND—That said decedent was born in the Country of Germany and died at Freeport County of Stearns, State of Minnesota on the 25th day of June, 1944, aged 79 years and at the time of his death was a native of U.S.A. and a citizen of the Country of U.S.A. and a resident of Freeport 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 \$3,000.00 divided as follows:

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

That said estate also included real estate of the estimated worth and probable value of \$10,000.00

situated in said County of Stearns

State of Minnesota, to-wit:

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

A. City Property

(Give Area)

\$

(or)

B. Rural Property

80 acres & Bldgs.

(Give Area)

\$5,000.00

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings \$

City Property

Lots with Buildings \$

B. Rural Property

120

Acres improved land

\$4,500.00

Rural Property

40

Acres unimproved land

\$500.00

FIFTH—That the probable amount of debts of decedent is \$3,818.00, consisting of

0022 0786

State of Minnesota,

County of Stearns

} ss.

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners, Decedent.

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. 13347.
In Re Estate of Herman Koopmeiners, Decedent.

Edwin Koopmeiners having filed a petition for the probate of the Will of said decedent and for the appointment of Alois Koopmeiners 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 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, the first of December, 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 hereof 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.
DAVID T. SHAY, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota.
Pub. July 27, Aug. 3-10, 1944

File No. 13,347

IN PROBATE COURT

Affidavit of Mailing of 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.

Viola Krushtan

being first duly sworn on oath deposes and says that on
the 29th day of July, 1944,
at St. Cloud
State he mailed two copies of the Order hereto attached

in the above entitled matter, to

Commissioner of Taxation and one to
(Commissioner of Taxation)

(Secretary of State or Foreign Consul)

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

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

REET OR POST OFFICE	CITY	STATE
Henry Koopmeiners	Melrose	Minnesota
Ben Koopmeiners	Freeport	Minnesota
Herman Koopmeiners	Melrose	Minnesota
Alois Koopmeiners	Freeport	Minnesota
John Koopmeiners	Albany	Minnesota
Norbert Koopmeiners	St. Joseph	Minnesota
Roman Koopmeiners	Freeport	Minnesota
#3716919 Joseph Koopmeiners (Sgt.)	58th Signal Bn. A. P. O. 703	
	Rotation Detachment c/o Postmaster	
	San Francisco, California	
#37270857 Anthony Koopmeiners	557th Qd Rhd Company A. P. O. 230 c/o Postmaster	New York, N.Y.
Edwin Koopmeiners (Pfc.) (37317812)	C Btry 423 Armd. F.A. Bn. A.P.O. 260 Camp Gordon,	Georgia.

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

David T. Shay
Notary Public,

Stearns County, Minn.

My commission expires January 6, 1950

Viola Krushtan

0022 0787

File No. 13,347

State of Minnesota.

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Herman Loopmeiners

Decedent.

AFFIDAVIT OF MAILING

Still & Claims

Filed July 31st, 1944

Frank Henry

Probate Judge & Clerk

No. 3654*

0022 0788

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

FOR STEARNS--Ss. In Probate Court. File
No. 13347.

In Re Estate of Herman Koopmeiners,
Decedent.

Edwin Koopmeiners having filed a
petition for the probate of the Will
of said decedent and for the appoint-
ment of Alois Koopmeiners 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 nine o'clock
A. M., before this Court in the pro-
bate 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, the first of December, 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, Minne-
sota, and that notice hereof be given
by publication of this order in The
St. Cloud Daily Times, a legal news-
paper, and by mailed notice as pro-
vided by law.

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

E. J. RUEGEMER,
Probate Judge.

DAVID T. SHAY, Esq.,
Attorney for Petitioner,
St. Cloud, 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,
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 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**

Otto A. Lipp
Notary public Stearns County, Minnesota.

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

0022 0789

13.347

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

Of Order for Hearing
On Petition For Forbate
of Will

FILED THIS 14th DAY
OF Aug A.D. 19 44
Frank Verzy
Clerk of Probate

0022 0790

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Herman Koopmeiners Deceased.

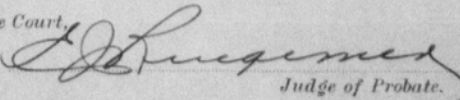
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Alois Koopmeiners named as execut or of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Alois Koopmeiners give bonds to the Judge of this Court in the sum of Three Thousand and no/100 (\$3000.00) 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 18th day of August A. D. 19 44

By the Court,


Judge of Probate.

Attorney for Petitioner.

0022 0791

No. 13,347

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Herman Koopmeiners

Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 18th day of
August A. D. 19 44, and
recorded in Book of Orders, on
page

Frank Herzog

Clerk ~~Judge~~ of Probate.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT.

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

Herman Koopmans

Proof of Will

Decedent.

State of Minnesota, } ss.
County of Stearns

David T. Shay

, 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 to him, bearing date the 3rd day of

May

A. D. 1943, and purporting to be the Last Will and Testament of

Herman Koopmans

of the County

of Stearns

and State of

Minnesota

now here presented

for probate; that

David T. Shay

knew

and was well acquainted with the said Decedent, in his lifetime and at the time of his death, that on the day and date of said instrument, to-wit, the 3rd day of May

A. D. 1943, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared by the said decedent, to be his Last Will and Testament in the presence of deponent and of

Eleanore Siegmund

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

Eleanore Siegmund

the other subscribing witness did then and there, in the presence of the said decedent, and at his request, severally subscribe said instrument as witness to 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

18

day of August

A. D. 1944

[Signature]
Judge of Probate.

[Signature]

No. 13,347

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Herman Koopmeiners
Decedent.

TESTIMONY OF

David T. Shau
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

18th day of

August 1944

Frank Herzog
Clerk - Judge of Probate.

No. 3545*

4610 2200
0022 0794

In the Name of God, Amen.

I, Herman Koopmeiners of Freeport, Minnesota
in the County of Stearns and
Township of Millwood being of sound mind and
 memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to
 be my last Will and Testament.

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

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath all my
 property, both personal and real of every nature and description to my son,
 Alois Koopmeiners, subject to the condition that said Alois Koopmeiners pay
 the following sums hereinafter enumerated and stated, and that such payments
 as set for in the next paragraph shall constitute a lien on all real estate
 owned by the testator at the time of his death, and said sums shall be a
 lien on the real estate until the payments stated in the next paragraph
 have been paid in full.

THREE, My son, Alois Koopmeiners shall pay to my son, Henry Koopmeiners the sum of
 \$400.00; to my son, Herman J. Koopmeiners the sum of \$400.00; to my son,
 Joseph Koopmeiners the sum of \$400.00; to my son, Anthony Koopmeiners the
 sum of \$400.00; to my son, Edwin Koopmeiners the sum of \$1500.00; to my
 son, Norbert Koopmeiners the sum of \$400.00; to my son, Roman Koopmeiners
 the sum of \$350.00.

To my son, John Koopmeiners, I devise and bequeath nothing, because he has
 been taken care of and received his share during my life time; to my son,
 Ben Koopmeiners, I devise and bequeath nothing, because he has been taken
 care of and received his share during my life time.

LASTLY, I make, constitute and appoint Alois Koopmeiners

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

In Testimony Whereof, I have hereunto subscribed my name and affixed my seal the 3rd
day of May in the year of our Lord one thousand nineteen hundred and Forty-three

Herman Koopmeiners (SEAL)

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

Herman Koopmeiners

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.

David T. Shaw residing at St. Cloud, Minnesota
Eleanor Siegmund residing at St. Cloud, Minnesota

LAST WILL AND TESTAMENT

OF

Herman Koopmeiners

Dated May 3 1943

David T. Shaw
Attorney

Security Blank Book and Printing Co., St. Cloud, Minn.
141 P. 2

State of Minnesota,
Stearns

COUNTY OF

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Herman Koopmeiners 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
Herman Koopmeiners Decedent, late of said County of Stearns
bearing date the 3rd day of May 19 43, 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 Herman Koopmeiners
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 18th day of
August 19 44.

E. Hughes
Judge of Probate.

COURT
SEAL

0022 0797

State of Minnesota,County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Herman Koopmeiners*Decedent.*

Certificate of Probate of Will

Filed this 18th day of
August 19 44, and recorded,

together with the will attached in Book

8 of Records of Wills, Page 562

Frank Menzies
Clerk ~~Judge~~ of Probate.

State of Minnesota,

County of

Stearns

IN PROBATE COURT

In the Matter of the Estate of

Herman Koopmeiners

Decedent

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 18th day of August 19 44

upon the petition of Edwin Koopmeiners

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 25th day of June 19 44, and at the time of his death was a resident of Freeport

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:

David T. Shay

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

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

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

Dated August 18th, 19 44.

E. J. Hughes
Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Herman Koopmeiners
Decedent.

Order Admitting Will to Probate

Filed this 18th day of
August 1944, and recorded
in Book " 20 " of Orders, Page 592

Frank Herzog
Clerk *Judge* of Probate.

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent.

LETTERS TESTAMENTARYTo **Alois Koopmeiners**

GREETING:

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

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

First—To take possession of all the estate of said decedent, both real and personal, excepting that which may be set aside by the court for the surviving spouse or children of said decedent; to collect and receive all the rents, issues, increase, and profits, of said estate; to demand, receive, collect, sue for and recover, all the debts, claims, rights, and choses in action, which to said decedent at the time of his death did belong; and, within ^{one month} ~~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 19 44.

{ COURT
SEAL }

L. J. Ruessner
Judge of Probate Court.

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 _____

day of _____

A. D. 19 _____

this

Judge of Probate Court.

No. 13,347

State of Minnesota, }
County of Stearns } ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

LETTERS TESTAMENTARY [Long Form]

Filed this 1st day of
September 19 44, and Recorded
in Book "X" of Letters, Page 122

Frank Herzog
Clerk of Probate Court.

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent

BOND #218659

Know All Men by These Presents, That we Alois Koopmeiners

, as principal,

and Western Surety Company, Sioux Falls, Minnehaha County, South Dakota

a corporation organized under the laws of the State of South Dakota

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

E. J. Ruegemer

, as Judge of Probate of the County of

Stearns

Minnesota, in the sum of Two Thousand

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

Alois Koopmeiners

, who has been appointed repre-

sentative of the estate of the above named, Herman Koopmeiners, Estate shall well and faithfully discharge all the duties of 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 ha^s hereunto affixed his hand and seal;

and the said surety has caused these presents to be signed by its

and its corporate seal to be hereto attached by authority of its Board of Directors,

this 18th day of August, 1944.

Signed, Sealed and Delivered in Presence of

David Z. Shaw
W. J. Coonan
A. Klein

Witness to Surety

Alois Koopmeiners (Seal)
 WESTERN SURETY COMPANY (Seal)
 BY *Wm. Vander Plinck*
 By Counter-signed
 By *David Z. Shaw*
 Minnesota Resident Agent

ACKNOWLEDGMENT OF PRINCIPAL

State of Minnesota,

ss.

County of Stearns

On this 18th day of August

, 1944, before me personally

appeared Alois Koopmeiners

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.

Notary Public, Stearns County, Minnesota.

My Commission Expires January 6, 1950

SOUTH DAKOTA

ACKNOWLEDGMENT OF SURETY

State of Minnesota,

ss.

County of Minnehaha

On this 30th

day of

August

, 1944, before me appeared

, to me personally known, who being by me duly sworn, did say that he is the aforesaid officer

of WESTERN SURETY COMPANY, Sioux Falls, South Dakota

a corporation; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation by

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

Notary Public, Minnehaha

South Dakota
County, Minnesota

My Commission Expires

4-16-47

19

0022 0883

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 Stearns } ss.

I, Alois Koopmeiners

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 Herman Koopmeiners

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

Alois Koopmeiners

Subscribed and sworn to before me this 30th

day of August, 1944

Notary Public Stearns, County, Minnesota.

My Commission Expires January 6, 1950

WESTERN SURETY COMPANY
ONE OF AMERICA'S OLDEST BONDING COMPANIES
BOND NO. 312-1004-9-15-43
To the Resident Agent:
● Be sure to countersign
this Bond before it is filed

13,347
State of Minnesota,

County of STEARNS

PROBATE COURT

In the Matter of the Estate of

Decedent.

HERMAN KOOPMEINERS

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 117 of Probate
Records.

Frank Henry
Clerk - Judge of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent.

Order Appointing Appraisers

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

It is ordered that Anton J. Schulte and

Henry Meyer

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

Dated this 18th day of December, 19 44

(PROBATE COURT SEAL)

E. J. Schulte
Probate Judge.

0022 0805

No. 13,347

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent

Order Appointing Appraisers

Filed December 18th, 19 44

Frank Herzog
Probate ~~Judge~~ Clerk.

0022 0006

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No.

IN THE MATTER OF THE ESTATE OF

INVENTORY AND APPRAISAL

Herman Koopmeiners

Decedent

Date of Death June 25th, 1944

OATH OF APPRAISERS

State of Minnesota,

ss.

County of Stearns

I, Anton J. Schult, and

Henry Meyer

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

Herman Koopmeiners

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

Subscribed and sworn to before me this

18th day of December, 1944

Notary Public, Stearns County, Minn.

My commission expires January 6, 1950

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

(a) The homestead of decedent, being in the County of _____, State of Minnesota, consisting of _____ acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit:		\$
Northwest quarter of Southwest quarter (NW $\frac{1}{4}$ of SW $\frac{1}{4}$) Section Twenty-five (25) Township One Hundred Twenty six (126) North, Range Thirty-two (32) West, excepting there from that part thereof described as follows: Beginning at the Northwest corner of said Southwest Quarter (SW $\frac{1}{4}$) thence South on Section line between Section Twenty-five and twenty-six (26) a distance of 5 rods, thence east a distance of 16 rods, thence North a distance of 5 rods to the quarter line in said Section Twenty-five (25) thence West along said quarter line a distance of 16 rods to the place of beginning.	3200.00	1,600.00
Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-six (26) said Township and Range, excepting that part thereof described as follows: Beginning at a point 3.20 chains West and 8 feet South of the Northeast corner of said Southeast quarter (SE $\frac{1}{4}$); thence South		

FORWARDED

0022 0807

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
<i>Brought Forward</i>		\$
three (3) degrees 30 minutes West along Westerly right of way of a public highway for a distance of 3.65 chains less 2 feet, thence North 29 degrees west 4.18 chains less 2 feet to a point 8 feet South from the North line of the above described Southeast Quarter (SE $\frac{1}{4}$) thence East parallel to said North line of said quarter section to place of beginning.		1,200.00
Northeast Quarter (NE $\frac{1}{4}$) of Southwest Quarter (NW $\frac{1}{4}$) Section Three (3) Township One Hundred Twenty-six (126) Range Thirty-two (32).		400.00
<i>Total Net Value of Real Estate</i>		\$
CLASS II—Furniture and Household Goods:		
	\$	\$
<i>Total Value of Furniture and Household Goods</i>		\$
CLASS III—Wearing Apparel and Ornaments:		
	\$	\$
<i>Total Value of Wearing Apparel and Ornaments</i>		\$
CLASS IV—Corporation Stocks (Give Certificate No.)		
	\$	\$
<i>Total Value of Stock</i>		\$

Estate of Herman Koopmeiners

Personal Property

Live Stock

1 Bull (2 yrs.)	\$40.00
1 Hol. Cow (7 yrs.)	50.00
1 Hol. Cow (4 yrs.)	55.00
1 Hol. Cow (12 yrs.)	45.00
1 Hol. Cow (6 yrs.)	50.00
1 White Cow (12 yrs.)	40.00
1 Hol. Cow (5 yrs.)	55.00
1 Hol. Cow (7 yrs.)	55.00
1 Hol. Cow (6 yrs.)	50.00
1 Hol. Cow (10 yrs.)	40.00
1 White Cow (3 yrs.)	50.00
1 White Cow (9 yrs.)	45.00
1 Hol. Cow (6 yrs.)	50.00
1 Hol. Cow (9 yrs.)	45.00
1 Hol. Cow (3 yrs.)	55.00
1 Hol. Cow (7 yrs.)	50.00
1 Hol. Cow (11 yrs.)	40.00
1 Gray Cow (3 yrs.)	55.00
1 Black Cow (5 yrs.)	55.00
1 Gray Cow (10 yrs.)	45.00
1 Hol. Cow (4 yrs.)	55.00
1 Hol. Cow (7 yrs.)	50.00
1 White Heifer (2 yrs.)	25.00
1 White Heifer (2 yrs.)	20.00
1 Hol. Heifer (2 yrs.)	25.00
1 Blal Heifer (2 yrs.)	20.00
	<u>\$1165.00</u>
1 Mare (9 yrs.)	\$ 35.00
1 Bay Gel. (7 yrs.)	25.00
1 Black Gel. (12 yrs.)	<u>15.00</u>
	\$75.00

Farm Machinery

1 McDuring Grain Binder, year 1932	\$50.00
1 McDuring Grass Mower, year 1927	25.00
1 Mc C. Corn Finder, year 1920	40.00
1 Tractor Cultivator Int. " 1936	25.00
1 McDuring hay rake year 1940	15.00
1 Side Rake Int. year 1920	15.00
1 Hay Loader Int. year 1920	15.00
1 Manure Spreater year 1927	20.00
1 Spring tooth harrow year 1920	5.00
1 Drag year 1936	10.00
1 Disc Int. year 1920	10.00
1 Grain Drill Int. year 1920	20.00
1 Cream Sperator Int. year 1927	40.00
Small Tools	5.00
Misc.	<u>5.00</u>
	\$300.00

House Furniture

2 Heating Stoves	\$ 4.00
3 Day Beds	3.00
1 Washing Machine	8.00
1 Radio	6.00
3 Cabinets	5.00
3 Dressers	10.00
	<u>14.00</u>
Misc.	\$ 50.00

Total 1590.00

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

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
	\$	\$	\$
Total Value of Mortgages, Bonds, Notes, etc.			\$

CLASS VI—All other Personal Property:

[illegible]

SUMMARY

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is . . . \$ 3200.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is - \$ 1,590.00

The total value of the entire estate of decedent, as valued by the appraisers herein, is - - \$4799.00

Respectfully submitted,

Alois Koopmeiners
Representative...

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

VERIFICATION

State of Minnesota, }
County of Stearns } ss.

Alois Koopmeiners

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 know the contents thereof and that the same is a true and correct inventory of all of the estate of the decedent that has come to his possession or knowledge.

Subscribed and sworn to before me this

18th day of December, A. D. 1944

David S. Gray

Notary Public, Stearns County, Minn.

My commission expires January 6, 1950

(SEAL)

Alois Koopmeiners

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota, }
County of Stearns }

We, the undersigned appraisers, duly appointed by

the Probate Court of Stearns County, Minnesota, to appraise the estate of Herman Koopmeiners, 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 18th day of December, A. D. 1944

Anton G. Schulte
Henry Meyer
Appraisers

File No. 13347

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent

Inventory and Appraisal

Total Personal - \$1,590.00
Total Real Estate - \$3,200.00
Total Appraisal - \$4,790.00

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

Deputy-Treasurer of
County, Minnesota

Filed this 27th day of
December, A. D. 1944

Wanda K. Kopp
Probate Clerk
David S. Gray
Attorney

18,347

STATE OF MINNESOTA

County of

Stearns

IN PROBATE COURT

In the Matter of the Estate of

Norman Hoffmeister

Decedent

INHERITANCE TAX RETURN

Date of death

JUNE 25 1944

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.)

0022 0812

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 moneys 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 moneys 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

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) Alois Koopmeiners
(Address) Freeport, Minn

Subscribed and sworn to before me this

18th day of
December, 1944
Wanda S. S. S.

Notary Public, Stream B. Minn.

August 5, 1939.

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

File No. 13,347

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Herrmann Koepfman
Decedent.

INHERITANCE TAX RETURN

Filed Dec. 27th 1944

Frank Heyrog
Clerk of Probate Court.

Name David T. Spaul

Address 87. Cloud, Minn.

Attorney.

0022 0815

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Herman Koopmeiners Deceased

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

Alois Koopmeiners

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

Alois Koopmeiners, as representative

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

Dated this 5th day of October, A. D. 19 45

J. H. Huges
Judge of Probate

Stearns

County, Minn.

0022 0816

IN PROBATE COURT,

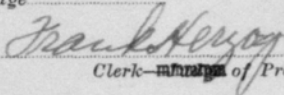
County of Stearns

In the Matter of the Estate of

Herman KoopmeinersDeceasedOrder Discharging Executor
or Administrator and
SuretiesFiled this 5th day ofOctober, 1945

Recorded in Book _____ of Orders

Page _____

Clerk ~~Frank Kenyon~~ of Probate

1780 2280 0022 0817

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Herman Koopmeiners

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 5th day of October, 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, David T. Shay, 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 7th day of September, 1945, 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	\$ 1,590.00
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
Advanced by residuary devisee to pay legacies in accordance with will	\$ 2,821.40
	\$
Total receipts from all sources	\$ 4411.40

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration	\$ 128.40
Expenses of last sickness	\$ 123.00
Funeral expenses	\$ 310.00
Taxes	\$
Claims of creditors of decedent	\$
Legacies	\$ 3,850.00
	\$
	\$
Residue on hand for distribution	\$ none
Total credits	\$ 4,411.40

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

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

Dated October 5th, 19 45.

By the Court,

[Signature]
Probate Judge.

13,347

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Herman Koopmeiners

Order Allowing Final Account

Filed this 5th day of
October, 19 45 and
recorded in Book 81 of Orders
at Page 369

[Signature]
Clerk of Probate.

State of Minnesota.

County of Stearns

IN PROBATE COURT

File No. 13,347

In the Matter of the Estate of

Herman Koopmeiners

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 5th day of October, 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, David T. Shay, Esq.,

and no one appeared in opposition thereto.

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

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

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

and that said representative has filed 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 25th day of June, 1944, 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 _____
 _____, State of Minnesota, described as follows, to-wit:

None.

(C) Other tract 8 of land lying and being in the County of Stearns
 State of Minnesota, described as follows, to-wit:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-five (25), Township One Hundred Twenty-six (126) North, of Range Thirty-two (32) West, excepting therefrom that part described as follows: Beginning at the northwest corner of said Southwest Quarter (SW $\frac{1}{4}$); thence south on section line between Sections Twenty-five (25) and Twenty-six (26) a distance of five (5) rods; thence east a distance of Sixteen (16) rods; thence North a distance of five (5) rods to the quarter line in said Section Twenty-five (25), thence west along said quarter line a distance of sixteen (16) rods to the place of beginning.

Also the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-six (26) said Township and range, excepting that part thereof described as follows: Beginning at a point 3.20 chains West and eight (8) feet South of the Northeast corner of said Southeast Quarter (SE $\frac{1}{4}$); thence South three (3) degrees 30 minutes West along westerly right-of-way of a public highway for a distance of 3.65 chains less two (2) feet; thence North 29 degrees West 4.18 chains less two (2) feet to a point eight (8) feet South from the North line of the above described Southeast Quarter (SE $\frac{1}{4}$); thence East parallel to the said North line of said quarter section to place of beginning.

The Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Three (3), Township One Hundred Twenty-six (126) North, of Range Thirty-two (32) West.

FIFTH- That the following named persons ~~among them~~ is the sole
residuary devisee

of said decedent, and ~~among them~~

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

Alois Koopmeiners, son of said decedent.

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

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

None for assignment.

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 the said Alois Koopmeiners, in fee simple,
absolutely and 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 person, his 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 5th day of October, 19 45



[Signature]
Probate Judge.

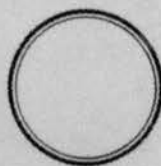
State of Minnesota.

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. 13,347

State of Minnesota.

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Herman Koopmeiners

Deceased.

Final Decree of Distribution

Office of Register of Deeds,

State of Minnesota.

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

Register of Deeds.

By _____ Deputy.

Transfer entered this _____ day of _____, 19 _____.

County Auditor.

By _____ Deputy.

Filed this 5th day of October,
19 45, and recorded in Book 93

of Deeds, page _____
[Signature]
Clerk of Probate Court.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

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 ^{s are} ~~is~~ resident of Richmond and St. Cloud in the County of Stearns State of Minnesota, and is an adult and ^{are} ~~is~~ interested in the estate of decedent in this, to-wit: as executars named in the will of the decedent

SECOND—That said decedent was born in the County of Germany and died at St. Cloud County of Stearns, State of Minnesota, on the 15th day of July, 1944, aged 82 years and was at the time of his death a native of Germany and a citizen of the Country of United States and a resident of Richmond 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 h death consisted of personal property of the estimated value of \$ 1800.00 divided as follows:

- | | | | | |
|-----------------------|------------------|--------------------------|---|------------------|
| 1. Household goods, - | \$ None of value | 2. Wearing apparel, - | - | \$ None of value |
| 3. Stock, - - - | \$ 100.00 | 4. Notes, bonds, etc., - | - | \$ 1700.00 |
| 5. Miscellaneous, - | \$ | 6. | | \$ |

That said estate also included real estate of the estimated worth and probable value of \$ 6400.00 situated Township of Luxemburg in said County of Stearns State of Minnesota, to-wit:

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

A. City Property

(Give Area) \$

(or)

B. Rural Property 30 acres improved

(Give Area) \$ 4000.00

2. Real Estate other than Homestead:

A. City Property	Lots without Buildings	\$
City Property	Lots with Buildings	\$
B. Rural Property	Acres improved land	\$
Rural Property 20 acres	Acres unimproved land	\$ 2400.00
Annual rental value of entire 160. acres		\$ 700.00

FIFTH—That the probable amount of debts of decedent is \$ 3300.00, consisting of Mortgage on farm in the sum of \$2800.00 and burial & last illness in the sum of \$500.00

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF MICHAEL NIES, DECEDENT.

AFFIDAVIT OF MAILING NOTICE OF ORDER FOR HEARING.

STATE OF MINNESOTA
COUNTY OF STEARNS

County of Stearns, ss
IN PROBATE COURT
File No. 13,348

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

In Re Estate of Michael Nies, Decedent.

Edward A. Kruchten and John Nies having filed a petition for the probate of the Will of said decedent and for the appointment of Edward A. Kruchten and John Nies as executors, which Will is on file in this Court and open to inspection:

IT IS ORDERED, That the hearing thereof be had on Friday, the 25th day of August, 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 objections to the allowance of said Will, to four months from the date hereof, and that the claims so filed be heard on Friday, December 1st, 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 hereof be given by publication of this order in the Richmond Reporter, a legal newspaper, and by mailed notice as provided by law.

Dated July 26th, 1944.

E. J. Ruegemer,
Probate Judge

(Probate Court Seal)
William A. Boerger, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota,

William Q. Boerger, being duly sworn, upon oath says that, on the 10th day of August, 1944, at the City of St. Cloud, State and County aforesaid, he mailed two true and correct copies of the notice hereto attached in the above entitled matter, to the State Commissioner of Taxation, one to the Secretary of State, and one to each of the known heirs-at-law of the said decedent, at their last known address, after due diligence in ascertaining the correctness of said addresses, by enclosing the same in a sealed envelope, with sufficient postage affixed, and depositing the same in the U.S. Mails at the City of St. Cloud, Minnesota, and addressed to the following named persons, to-wit:

ate Office Bldg., Saint Paul, Minnesota;
ate Capitol, Saint Paul, Minnesota;
atkins, Minnesota;
, Minnesota;
o. St. Cloud, Minnesota;
ota;
lve. So., St. Cloud, Minnesota;
nesota;
rior, Wisconsin;

nesota;
nesota;

Michael A. Boerger

File No. 13,348

STATE OF MINNESOTA
COUNTY OF STEARNS ss

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
MICHAEL NIES, DECEDENT.

AFFIDAVIT OF MAILING NOTICE OF
ORDER FOR HEARING.

(Probate of Will)

FILED THIS 11th DAY
OF August D. 1944
Frank Rengog
Clerk of Probate



1880 6200
0023 0827

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.

County of Stearns, ss
IN PROBATE COURT
File No. 13,348

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

In Re Estate of Michael Nies, Decedent,

Edward A. Kruchten and John Nies having filed a petition for the probate of the Will of said decedent and for the appointment of Edward A. Kruchten and John Nies as executors, which Will is on file in this Court and open to inspection:

IT IS ORDERED, That the hearing hereof be had on Friday, the 25th day of August, 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 objections to the allowance of said Will, to four months from the date hereof, and that the claims so filed be heard on Friday, December 1st, 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 hereof be given by publication of this order in the Richmond Reporter, a legal newspaper, and by mailed notice as provided by law.

Dated July 26th, 1944.

E. J. Ruegemer,

Probate Judge

(Probate Court Seal)

William A. Boerger, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota,

Arthur Buisse, being duly sworn, on oath says; that he is, and during all the times hereinafter stated has been the publisher of the newspaper known as Richmond Reporter, 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 Richmond, in the County of Stearns, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the 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 *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 *9* day of *August*, 194*4*, and thereafter on Thursday of each week to and including the *17* day of

August, 194*4*; 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

Arthur Buisse

Subscribed and sworn to before me this *19* day of

August, 194*4*.

Notary Public, Stearns County, Minn.

My commission expires *July 27, 1945*, 194*4*.

5023 0828

13.348

STATE OF MINNESOTA }
County of Stearns }

PROBATE COURT
In the Matter of the Estate of
Michael Nies
Decedent

Printers Affidavit
Will & Claims

FILED THIS 21st DAY
OF August A.D. 1944
Frank Herzog
Clerk of Probate

6280 E200
0023 0829

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Michael Nies Deceased.

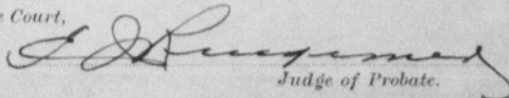
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Edward A. Kruchten & John Nies named as executors of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Edward A. Kruchten and John Nies give bonds to the Judge of this Court in the sum of Twenty five hundred and no/100 (\$2500.00) Dollars,

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

Dated at St. Cloud, Minnesota, the 25th day of August, A. D. 1944.

By the Court,


Judge of Probate.

Attorney for Petitioner.

No. 13,348

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Michael Nies

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 Nierzy

Clerk ~~of~~ of Probate.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT.

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

Michael Nies

Proof of Will

Decedent.

State of Minnesota,

County of Stearns

ss.

William A. Boerger

, being

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

witnesses to the instrument now shown herewith, bearing date the 16th day of

February A. D. 1937, and purporting to be the Last Will and Testament of

Michael Nies

of the County

of Stearns

and State of

Minnesota

now here presented

for probate; that this affiant, William A. Boerger

knew

and was well acquainted with the said Decedent, in his lifetime and at the time of his death, that on the day

and date of said instrument, to-wit, the 16th day of February, 1937

A. D. 1937, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared

by the said decedent, to be his Last Will and Testament in the presence of deponent and of

Leo Betzold

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

Leo Betzold

the other subscribing witness did then and there, in the presence of the said decedent, and at his request,

severally subscribe said instrument as witnesses thereto. and in the presence of each other.

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

25 day of Aug A. D. 1944

W. A. Boerger
Judge of Probate.

William A. Boerger

No. 13,348

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Michael Nies
Decedent.

TESTIMONY OF

William A. Boerger

Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

25th day of

August 19 44

Frank Herzog
Clerk ~~Judge~~ of Probate.

In the Name of God, Amen.

Michael Nies of the township
of Luxemburg in the County of Stearns and
state of Minnesota being of sound mind and
memory, and considering the uncertainty of this frail and transitory life, do therefore make, ordain, publish and declare this to
my last Will and Testament.

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

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath to my executors
hereinafter named the sum of one hundred dollars (\$100.00) to be by them expended for
masses for the repose of my soul and the soul of my deceased wife.

THIRD, All the rest, residue and remainder of my property, real, personal and mixed
of every kind and description and wherever the same may be situated, I give, devise
and bequeath as follows: One-tenth thereof to my son Nick Nies; One-tenth thereof
to my daughter Barbara Beckmann; One-tenth thereof to my daughter Mary Steil; One-
tenth thereof to my daughter Anna Steil; One-tenth thereof to my son John Nies;
One-tenth thereof to my daughter Elizabeth Kruchten; One-tenth thereof to my daughter
Mathilda Nistler; One-tenth thereof to my son Math Nies; One-tenth thereof to my son
Alex Nies, and one-tenth thereof, together as one share, to my two grand-daughters
Leona Theisen and Irene Theisen, daughters of my deceased daughter Susanna Theisen,
and I hereby appoint Edward A. Kruchten and my son John Nies as their guardians.

FOURTH, Since my daughter Barbara Beckmann owes me the sum of one hundred dollars;
my son Nick Nies six hundred dollars; my daughter Mathilda Nistler one hundred-forty
dollars, and my son Math Nies six hundred fifty dollars, these amounts shall be de-
ducted from their shares, or treated as advancements, so that, in the final distribu-
tion, they shall share alike with the others including these advancements.

FIFTH, I hereby authorize and empower my executors hereinafter named to sell all of
my property, both real and personal, and to give deeds of conveyance therefor with-
out further leave or order from the Court, if in their judgment it shall be to the
best interests of the estate and of all concerned that such sale shall be made.

LASTLY, I make, constitute and appoint my son John Nies and my son-in-law Edward Kruchten

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

In Testimony Whereof, I have hereunto subscribed my name and affixed my seal the 16th day of February in the year of our Lord one thousand nine hundred and thirty-seven (1937).

Michael Nies

(SEAL)

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

Michael Nies 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.

Leo Batfeld residing at *St. Cloud, Minn.*
William O. Bauger residing at *St. Cloud, Minn.*

LAST WILL AND TESTAMENT

OF

Michael Nies

Dated

Feb 16

1937

State of Minnesota,
COUNTY OF Stearns

In Probate Court
CERTIFICATE OF PROBATE

IN THE MATTER OF THE ESTATE OF Michael Nies 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
Michael Nies Decedent, late of said County of Stearns
bearing date the 16th day of February 19 37, 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 Michael Nies
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 19 44

[Signature]
Judge of Probate.

0023 0836

State of Minnesota, }
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

Decedent.

Certificate of Probate of Will

Filed this 25th day of
August 19 44, and recorded,
together with the will attached in Book
A of Records of Wills, Page 562

Frank K. Norveg
Clerk Judge of Probate.

State of Minnesota,
County of **Stearns**

IN PROBATE COURT

In the Matter of the Estate of

Michael Nies

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 **Edward A. Kruchten and John Nies**
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 **26th** 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 **15th** day of **July** 19 **44**, and at the time of his death was a resident of **Richmond**
in the County of **Stearns** and State of **Minnesota**
and left estate in the County of **Stearns** State of **Minnesota**.

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

William A. Boerger

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

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

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

Dated **August 25th**, 19 **44**.

[Signature]
Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

Decedent.

Order Admitting Will to Probate

Filed this 25th day of
August 1944, and recorded
in Book "80" of Orders, Page 574

Mar. K. Nelson
Clerk of Probate.

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

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

Decedent.

LETTERS TESTAMENTARYTo **Edward A. Kruchten and John Nies**

GREETING:

WHEREAS, You have been appointed execut^{ORS} 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 ^{one month} ~~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.

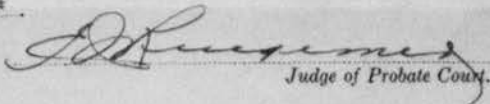
Fourth—To make and file in this court, whenever requested by the court so to do, and at the completion of said trust, full and true accounts, with itemized statements, under oath, of all said estate and the increase thereof, that shall come into your hands, and of all disbursements made by you, and of 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 28th day of

August

19 44

{ COURT
SEAL }


Judge of Probate Court.

No. 13,348

State of Minnesota, }
County of Stearns } ss.

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

LETTERS TESTAMENTARY [Long Form]

Filed this 28th day of
August 19 44, and Recorded
in Book "A" of Letters, Page 29/

Frank Herzog
Clerk of Probate Court.

MADE IN ST. CLOUD BY THE FRITZ-CROSS CO. No. 115

State of Minnesota, }
County of } ss.

IN PROBATE COURT

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

WITNESS, my hand and seal of said Court, at _____ day of _____, A. D. 19 _____ this

Judge of Probate Court.

State of Minnesota,

County of Stearns

IN PROBATE COURT.

In the Matter of the Estate of

Michael Nies

BOND

Know All Men by these Presents, That we John Nies and Edward J. Kruchten

of R. 1 Village of Richmond and the City of St. Cloud, respectively

in the County of Stearns

State of Minnesota, as principals and

Ray H. Bruning and Frank Ressler

of said County and State,

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

Judge of Probate of the County of Stearns

Minnesota, in the sum of

Two Thousand (\$2000.00) DOLLARS,

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

The condition of this obligation is such that if the above bounden John Nies and Edward A. Kruchten

, who have been appointed representative of the

estate of the above named Michael Nies

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 25th day of August, A. D. 1944

Signed, Sealed and Delivered in Presence of

William A. Boerger

J. C. Greener

John Nies (SEAL)

Edward A. Kruchten (SEAL)

Ray H. Bruning (SEAL)

Frank Ressler (SEAL)

ACKNOWLEDGMENT

State of Minnesota,

County of Stearns

Be It Known, That on this 25th day of August, A. D. 1944

personally appeared before me John Nies, Edward A. Kruchten, Ray H. Bruning and Frank Ressler

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.

William A. Boerger
Notary Public.

My Commission Expires March 21, 1945 Stearns County, Minn.

JUSTIFICATION

State of Minnesota,

County of Stearns

Ray H. Bruning

of the City of St. Cloud, Stearns Co. Minn.

and Frank Ramler

of the City of St. Cloud, Stearns Co. Minn.

being duly sworn, each for himself says that he is one of the sureties described in and who executed the foregoing bond; that he is a resident and freeholder of the State of Minnesota, and is worth the amount of \$ 2000.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Ray H. Bruning
Frank Ramler

Subscribed and sworn to before me this 28th

day of August, 1944

William A. Boerger
William A. Boerger

Notary Public, Stearns

County, Minnesota.

My Commission Expires March 21, 1948

APPROVAL

I do hereby approve the within Bond, this

28th

day of

August

A. D. 1944

(Court Seal)

J. J. Kuipers
Judge of Probate.

OATH

State of Minnesota,

County of Stearns

I, John Nies and I Edward A. Kruchten

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 Michael Nies to the best of my ability. So help me God.

John Nies
Edward A. Kruchten

Subscribed and sworn to before me this 28th

day of

August

A. D. 1944

William A. Boerger
William A. Boerger Notary Public.

My Commission Expires

March 21

1948

Stearns

County, Minn.

File No. 13,348
State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies
Decedent - Ward

BOND AND OATH OF
REPRESENTATIVE

Filed this 28th day of

August 1944

and said Bond recorded in Book X

of Bonds, page 409 of Probate
Records.

Frank W. Berger
Clerk - Judge of Probate.

State of Minnesota,

County of Stearns

PROBATE COURT

Special Term, December 1, 1944

IN THE MATTER OF THE ESTATE OF

Michael Nies

Deceased.

ORDER ON CLAIMS

After a full hearing and examination of all claims presented to this Court at the time and place fixed by order of the Court for hearing, examining and allowing claims against the estate of Michael Nies, Deceased; It is ordered, that the claims herein with the amounts marked "ALLOWED" be and the same are hereby allowed against said estate; and the claims with the amounts marked "DISALLOWED" be and the same are hereby disallowed, and that the final Balance on each claim in favor of or against the estate as herein specified, stand and be recorded as the final order of the Court.

Reg. Page.....

No. of Claim	WHEN FILED			NAME OF CLAIMANT	NATURE OF CLAIM	CLAIMS			When Allowed or Disallowed		
	Month	Day	Year			Amount of Claim	Amount Allowed	Amount Disallowed		Month	Day
1.	9	19	44	Ray Monner	Account	416.00	416.00		12	1	44
TOTAL											

0023 0844

0023 0895

OFFSETS

When Allowed or
Disallowed

FINAL BALANCE

REMARKS

NATURE OF OFFSET

Amount of
Offset

Amount
Allowed

Amount
Disallowed

Month

Day

Year

41600

TOTAL

By the Court

Judge of Probate.

No. 13348

State of Minnesota,
County of Stearns

PROBATE COURT

In the Matter of the Estate of

Michael Nies
Deceased

ORDER ON CLAIMS

Filed this 1st day of
December, 1944

Frank Kergog
Clerk Judge of Probate

By Deputy

Recorded in Book 61 of Claims

Page 94

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

Order Appointing Appraisers

Decedent.

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

It is ordered that Edward A. Zapp and

Charles Schmit

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

Dated this 12th day of May, 1945.

(PROBATE COURT SEAL)

E. J. Ruess
Probate Judge.

0023 0846

No. 13,348

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Michael Nies

Decedent.

Order Appointing Appraisers

Filed May 12th, 19 45

Frank Herzog
Probate Judge, Clerk.

0023 0843

State of Minnesota,

IN PROBATE COURT

County of StearnsFile No. 13,348

In the Matter of the Estate of

INVENTORY AND APPRAISAL

Michael Nies

Decedent.

Date of Death July 15, 1944

OATH OF APPRAISERS

State of Minnesota,

County of StearnsCharles Schmit

ss.

Edward Zapp

, 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

Michael Nies

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

Subscribed and sworn to before me this 24day of May, 1945Notary Public, William A. BrongerStearns County, Minn.My commission expires March 2, 1945

(SEAL)

INVENTORY AND APPRAISAL

The undersigned representative a 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 their possession and of which they have 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 <u>Stearns</u> , State of Minnesota, consisting of <u>80</u> acres in area described as follows, to-wit: (give acreage)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section numbered Seven (7) in Township One Hundred Twenty-two (122), Range Thirty (30)	\$2800.00	\$4000.00
(b) All other real estate of decedent being in the County of <u>Stearns</u> , State of Minnesota, described as follows, to-wit: The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) and the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section numbered Seven (7) in Township One Hundred Twenty-two (122), Range Thirty (30)	Included in above	\$1200.00

FORWARDED

0023 0848

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

(Here list any written obligations of any kind due and owing decedent, with interest rate and maturity, also book and page of record of Mortgages)	Interest to Date of Death	Principal	Appraised Value of Principal & Interest
Note for \$117.14 executed Dec. 1st, 1934, by Joseph Boeckmann, due 6 mos. int. 7% on which there is an unpaid balance of \$119.84	\$	\$	\$ No Value
Account Receivable, Joseph Boeckmann, on which there is a balance of \$55.00			\$ 25.00
Note for \$650.00, executed April 1st, 1942 by Math Nies, due 1 yr. 5%			\$ 650.00
Note for \$50.00, executed by Math Nies, with Michael Nies as surety, on January 27th, 1936. due 6 months at 5% and which was paid by Michael Nies			\$ 50.00
Note for \$532.80, executed April 27th, 1943, by Alex Nies and Betty Nies due on demand with int. at 4%. No payments credited			\$ 532.80
Separate account of decedent with Alex and Betty Nies, various items, on which there is an unpaid balance of \$147.36			\$ 100.00
Total Value of Mortgages, Bonds, Notes, etc.			\$ 1357.80

CLASS IV—All other Personal Property:

(Here list Cash, Book Accounts, Annuities, Farm Crops, Machinery, etc.)	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
U.S. Savings Bond. No. G1705148G, issued Sept. 1943, face \$100.00		\$ 100.00
U.S. Savings Bond No. L76629338E, issued January 1944, face \$50.00		\$ 37.50
Cash, \$524.56		\$ 524.56
One 1925 Ford Coach		\$ 50.00
		712.06
Total Value of All Other Personal Property		\$

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - \$ 5200.00
 The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 2121.06
 The total value of the entire estate of decedent, as valued by the appraisers herein, is - \$ 7321.06
 Respectfully submitted,

John Nies
Edward J. Swallen
 Representative

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

VERIFICATION

State of Minnesota,

County of **Stearns****John Nies and Edward A. Kruchten**

being duly sworn, on oath say that they are the representatives of the estate above specified; that they have read the foregoing inventory subscribed by them and know 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 their possession or knowledge.

Subscribed and sworn to before me this

day of

May

A. D. 1945

Notary Public,

Stearns

County, Minn.

My commission expires March 21, 1948

John Nies

Edward A. Kruchten

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota,

County of **Stearns**

We, the undersigned appraisers, duly appointed by the

Probate Court of

Stearns

County, Minnesota, to appraise the estate of

Michael Nies

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

12th

day of

May

A. D. 1945

Edward A. Gapp

Charles Schmidt

Appraisers.

File No. 13, 348

State of Minnesota,

County of **Stearns**

PROBATE COURT

In the Matter of the Estate of

Michael Nies

Decedent.

Inventory and Appraisal

Total Personal - \$ 2121.06

Total Real Estate - \$ 5200.00

Total Appraisal - \$ 7321.06

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

day of , 19

Deputy-Treasurer of
County, Minnesota.

Filed this 14th day of

May

A. D. 1945

Mark K. Meyer

Probate Clerk

Attorney.

No. 3885*

STATE OF MINNESOTA

County of Seaborn

IN PROBATE COURT

In the Matter of the Estate of

Michael Nies

Decedent

INHERITANCE TAX RETURN

Date of death July 15, 1944

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 moneys 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 moneys 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.**

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).....

Signature.....

Subscribed and sworn to before me this

12th

day of

May

1945

William A. Boerger

WILLIAM A. BOERGER

Notary Public, Stearns County, Minn.

My Commission Expires March 21-1948

0023 0854

August 5, 1939.

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

File No. 13.348

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Michael Nies
Decedent.

INHERITANCE TAX RETURN

Filed

May 14 - 1945

Frank Herson
Clerk of Probate Court.

Name William A. Boerger

808 South Court Square,

Address St. Cloud, Minnesota.

Attorney.

0023 0855

State of Minnesota,

COUNTY OF

Stearns

IN PROBATE COURT

In the Matter of the Estate of Michael Nies Deceased:

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

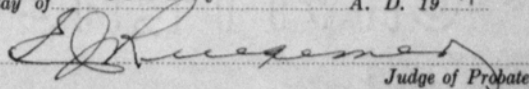
John Nies and Edward A. Kruchten

as representatives of the above named estate have 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 have paid over to the distributees named in said final decree all moneys, funds and property to them awarded by said final decree, and have fully complied with all other orders and decrees of this Court relating to said estate, and have in all things well, faithfully and fully administered said estate as such representatives

It is Therefore Ordered and Decreed, That said representatives

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

Dated this 25th day of February A. D. 1947



Judge of Probate

Stearns

County, Minn.

0023 0856

13,348

IN PROBATE COURT

COUNTY OF Stearns

IN THE MATTER OF THE ESTATE OF

Michael Nies

Deceased

Order Discharging Executor or Administrator

Filed this 25th day of
February 1947

Recorded in Book 97 of Orders,

Page 14

Frank Herzog

Clerk and Judge of Probate

1580 6200
0023 0857

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT.

In the Matter of the Estate of

Michael Nies,

Decedent. }

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 24th day of May, 1946, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person and by his attorney, William A. Boerger, Esq., 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 30th day of April, 1946, in the Richmond Reporter, proof of publication of said notice of hearing and service by mail having been filed in this court. Said final account was amended by a corrected account filed on May 24, 1946.

as corrected

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	\$ 2121.06
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$ 45.75
Cash from sales of real estate	\$ 12000.00
Cash from rent of real estate	\$ 1500.00
Cash from interest and profits and dividend	\$ 9.50
Cash from other sources miscellaneous	\$ 26.50
Interest and gains over inventory which have not come into hands of representative, to be charged against shares of several heirs	\$ 750.55
Total receipts from all sources	\$ 16453.76

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$
Maintenance of family of decedent	\$
Expenses of administration (incl. liquidation of farm loan)	\$ 3576.12
Expenses of last sickness	\$ 54.24
Funeral expenses	\$ 786.62
Taxes	\$ 398.52
Claims of creditors of decedent	\$
Legacies	\$ 100.00
	\$
	\$
Residue on hand for distribution	\$ 11538.26
Total credits	\$ 16453.76

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

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

Dated May 24th, 1946

By the Court,

E. H. Hageman
Probate Judge

No. 13,348

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Michael Nies

Decedent

Order Allowing Final Account.

Filed this 24th day of

May, 1946, and

recorded in Book No. 11 of Orders,

on Page 531

Frank Hageman
Clerk-Judicial Probate.

No. 3508*

State of Minnesota,

IN PROBATE COURT

County of

Stearns

File No. 13,348

In the Matter of the Estate of

Michael Nies,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 24th day of May 1948, upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person and by attorney, William A. Boerger, 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 15th day of July, 1944, 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 \$ 11,538.26 comprising the following items:

Joseph Boeckmann note, interest and separate account,	\$185.03
Math Nies, two notes and interest	782.93
Alex Nies note, interest and separate account	764.43
Mary Stell, withheld by her out of payment on farm and to be charged against her share	1000.00
Cash in the sum of	<u>8806.87</u>

Total residue \$ 11538.26

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

None.

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

None

FIFTH—That the following named persons are the residuary devisees and legatees

of said decedent, and are all

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

Barbara Boeckmann, Nicholas Nies, Mary Stell, Anna Stell, John Nies, Elizabeth Kruchten, Mathilda Nistler, Math Nies and Alex Nies, children, and Leona Miller (formerly Leona Theisen) and Irenee Theisen, grandchildren of decedent, said grandchildren being the children of Susanna Theisen, a predeceased daughter of said decedent.

Now, Therefore, On motion of William A. Boerger, Esq.,
attorney for the

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

To Barbara Boeckmann, the sum of \$968.80 in cash; to Math Nies, the sum of \$370.90 in cash; to Alex Nies, the sum of \$389.40 in cash; to Mary Stell, the sum of \$153.83 in cash; to each of Leona Miller and Irene Theisen, the sum of \$576.91 in cash, and to each of Nicholas Nies, Anna Stell, John Nies, Elizabeth Kruchten and Mathilda Nistler, the sum of \$1153.83 in cash.

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

None for assignment.

To Have and to Hold the Same, together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining to the said above named person s, 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, Minn., this 24th day of May, 19 46



[Signature]
Probate Judge.

State of Minnesota,

County of ss.

PROBATE COURT

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



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

..... of the Probate Court.

File No. 13,348

State of Minnesota,

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Michael Nies

Deceased.

Final Decree of Distribution

Office of Register of Deeds,
State of Minnesota.

County of

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

Register of Deeds.

Deputy.

By Transfer entered this day of 19

County Auditor.

Deputy.

Filed this 24th day of May, 19 46, and recorded in Book 93

of Deeds, page 123

[Signature]
Clerk of Probate Court.
No. 3881*

13,349

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Guardianship of

Florence Sowada

Alleged Incompetent.

PETITION FOR APPOINTMENT
OF GUARDIAN OF INCOMPETENT

TO THE COURT ABOVE NAMED:

The petitioner herein represents and alleges:

First—That his address is Royalton, Minnesota, and that he is interested herein as follows, to-wit: he is the brother-in-law and is concerned about the welfare of both the alleged incompetent and her three minor children. Florence Sowada is seriously ill at the military base hospital at Ft. Jackson and unable physically to take care of her financial affairs.

Second—That said Florence Sowada who is a resident of Stearns County, Minnesota, and whose address is Ft. Jackson, So. Carolina, Minnesota, and who was born at Holdingford Township, Stearns County, on the about day of 22 years ago is incompetent to manage his person and estate by reason of her serious illness of which she may not recover.

Third—That the names and addresses of the nearest kindred of said alleged incompetent are as follows:

Name	Relationship	Address
Ambrose Sowada	Husband	U.S. Army, overseas
F.K. Marsolek	Father	Bowlus, R# 1, Minnesota

Fourth—That said alleged incompetent is married and that the name and address of his spouse is as follows:

Name	Address
Ambrose Sowada	with the U.S. Army overseas

0024 0864

Fifth—That it is necessary and expedient that a _____ guardian of the estate and person of said incompetent be appointed.
(Strike one if both are not desired)

Sixth—That the estimated value and general character of the property of said alleged incompetent are as follows, to-wit:

A. Personal Property of the estimated value, to-wit: - - - - - ~~\$490.00~~ ^{\$120.00}

1. Household goods - - - - - ~~\$300.00~~ ^{none}
2. Wearing apparel - - - - - ~~\$~~ ^{none}
3. Corporate stock - - - - - ~~\$~~ ^{none}
4. Notes and bonds - - - - - ~~\$~~ ^{none}
5. Cash - - - - - ~~\$~~ ^{none}
6. Miscellaneous ~~Dependent's Allotment~~ - ~~\$120.00~~ ^{\$120.00}

B. Real Property of the estimated value, to-wit: - - - - - ~~\$1200.00~~

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

a. City Property None (Give area)

(or)

b. Rural Property None ~~Parish of Rockway, Stearns County~~ (Give area)

2. Real Estate other than Homestead:

a. City Property..... Lots with buildings \$.....

City Property..... Lots without buildings \$.....

b. Rural Property..... acres improved land \$.....

Rural Property..... acres unimproved land \$.....

3. Rental value of said real property is - - - \$.....

Seventh—That the probable amount of debts of said alleged incompetent is \$ not known

Eighth—That Frank K. Marsolak who is a resident of

Stearns County, Minnesota, whose Post Office address is

R.# 1, Bowls, Minnesota, is a suitable and competent person to act as guardian of said alleged incompetent and that his age is 57 years and his occupation is farming

WHEREFORE YOUR PETITIONER PRAYS, That the Court appoint said

Frank K. Marsolak or some other suitable and competent person, to be

the legal guardian of the ~~person and estate~~ of the said Florence Sowada
(Strike one if both are not desired)

Dated February 23, 1944

Joseph F. Kritzki
Petitioner.

VERIFICATION

State of Minnesota,

County of Stearns

} ss.

Joseph J. Novitzki 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 those matters therein stated on information and belief, and as to those matters he believes it to be true.

Joseph J. Novitzki

Subscribed and sworn to before me this 23

day of February 1944

J. A. Kraus

Notary Public, Stearns County, Minnesota.

My Commission Expires January 15, 1950

CONSENT OF GUARDIAN TO ACT

I, Frank K. Marsolek of the township of Holding in the County of Stearns State of Minnesota, do hereby consent to act as the legal guardian of the person and estate of Florence Sowada during her disability, if appointed such guardian by the Court.

Frank K. Marsolek

Dated February 23, 1944

CONSENT

I, or we, hereby consent to the appointment of the guardian as herein petitioned for and waive notice of hearing thereon.

x Florence Sowada

Alleged Incompetent.

Subscribed and sworn to before me this 25th

day of February 1944

Spouse.

Notary Public *Hettie M. Smith*

County, Minnesota

S. L. Richland County

My Commission Expires at pleasure of governor



File No. 13349

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of

Florence Sounda
Incompetent.

PETITION FOR APPOINTMENT OF
GUARDIAN OF INCOMPETENT

Filed July 26 1944

Frank Herzog
Probate Judge - Clerk.

No. 3764*



1980 466
0024 0867

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Florence Sowada,
Incompetent Ward.

Order Appointing Guardian

The above entitled matter came on to be heard and considered by the court on the 26th
day of July 19 44, upon the petition of Joseph J. Novitzki

praying that a guardian be appointed of the estate
of the above named Florence Sowada, Alleged Incompetent; and the court, having
considered the said petition and the evidence adduced in support thereof, and examined the files and records in said
matter, finds the following facts, to-wit:

First—That notice of said hearing on said petition was waived by the written consent
of said alleged incompetent to the appointment of a guardian.

~~That said Florence Sowada is a resident of the Township of Holding in said County of Stearns State of Minnesota; and is the owner of certain property described in said petition.~~

Second—That said Florence Sowada is a
resident of the Township of Holding in said County of
Stearns State of Minnesota; and is the owner of certain property described in
said petition.

Third—That said Florence Sowada is unable
and incompetent to care for and manage her said property by reason of the facts and
disabilities following to-wit: that she is seriously ill in a hospital and that
a guardian is required to collect and receipt for soldier's dependent's
allotment for said alleged incompetent and three children.

~~That said Florence Sowada is a resident of the Township of Holding in said County of Stearns State of Minnesota; and is the owner of certain property described in said petition.~~ (1)

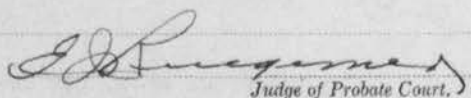
Fifth—That Frank K. Marsolek whose Post
Office address is R# 1, Bowlus, Minnesota in the County of
Stearns State of Minnesota, is a suitable person to act as guardian
of said incompetent.

IT IS THEREFORE ORDERED, that the said Frank K. Marsolek
 be, and he hereby is, appointed guardian of the
 estate of said Florence Sowada, and that before entering
 upon his duties as such guardian and before letters of guardianship be to him issued, he
 take, subscribe and file in this court the oath by law required and give bond to the Judge of this Court in the penal sum
 of Two Hundred and no/100 (\$200.00) DOLLARS,
 with sufficient sureties and conditioned according to law, to be approved by this court.

(2)

Dated July 26th,

19 44


 Judge of Probate Court.

NOTE (1) Insert conditions and need, if any, as to care, treatment, education, etc., under Sec. 3835 and 3836, Chap. 74 of Code.
 NOTE (2) Insert conditions, if any, as to care, treatment, maintenance, education, etc., under Sec. 3835 and 3836, Chap. 74 of Code.

13,349

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE GUARDIANSHIP OF

Florence Sowada

Incompetent Ward.

ORDER APPOINTING GUARDIAN

Filed this 26th day of
July 19 44, and
 recorded in Book 15 of orders at
 page 154


 Clerk of Probate.

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT,

IN THE MATTER OF THE GUARDIANSHIP OF

Florence Sowada,
 Incompetent

Ward.

Letters of Guardianship

To Frank K. Marsolek

Greeting:

Whereas, You have been appointed Guardian of the ----- estate of the above named ward, by the order of this Court, and have duly qualified according to law to act as such guardian.

Now Therefore, Reposing full faith and trust in your competency, ability and integrity, these Letters of Guardianship are issued to you by the Court, authorizing you to act as the guardian of the ----- estate of the above named Ward, with full powers, duties and responsibilities incident to such trust according to law, during the disability of said Ward, or until the further orders of the Court in the premises.

As such Guardian, you are required to make and file in this Court a full and true inventory of all the property and estate of said Ward, within one month from the date hereof; to take possession and control of all the property and estate of said Ward, both real and personal, and the profits, emoluments and proceeds thereof, and safely keep, care for, manage, and conserve, invest and re-invest the same, as economically as possible; and, so far as necessary, apply the income and profits and personal property thereof to the suitable maintenance and support of said Ward and the payment of all the just debts of said Ward, if the same be sufficient therefor; and if the same be not sufficient, then out of the proceeds of the sale of real estate of said Ward, to be made under the order of this Court. And you are also authorized and required to collect, demand, sue for, and receive, all debts due said Ward, and to represent said Ward in all legal proceedings, and to compound debts due said Ward, with the approval of this Court, and discharge debtors so compounded with.

You are Further Required. At the end of each year of your said trust, and at such other times as the Court may require, and at the termination of your said trust to make and file in this Court full and true, accounts, with full itemized statements, of all property received by you and remaining in your hands, of all expenditures and investments made by you, and of what remains in your hands, with full details of the condition and value thereof; and at the termination of your said trust to turn over and to deliver to said Ward, or to her legal representatives, all property and estate of said Ward then remaining in your hands.

~~Knows the contents of the foregoing~~

(1)

Witness the Honorable, E. J. Ruegemer
 Judge of said Court, and the seal of said Court this 26th day of
July, 1944 E. J. Ruegemer
 Judge of Probate.

Note (1) If guardian is appointed of the person of Ward also, insert provisions for custody, care of, education, etc., according to Sec. 7442, 7443, and 7444, Chapter 24 General Statutes of Minnesota, 1913.



State of Minnesota,

County of _____

} ss.

IN PROBATE COURT

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

WITNESS, my hand and seal of said Court, at _____ this
 _____ day of _____, A. D. 19____

Probate Judge

13, 349

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Florence Sowada

Letters of Guardianship

Long Form

Filed this 26th day of
July, 1944, and
 recorded in Book 44 of Letters,
 Page 567

Frank Denney
 Clerk of Probate.

No. 3824*

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT.

In the Matter of the Estate of
Florence Sourada
ward

BOND

Know All Men by these Presents, That we Frank K. Marsolek
of Holding Township (Boulus, R.F.W. #1)
in the County of Stearns State of Minnesota, as principal, and
Clarence Sabonia and Albert Klimek

of said County and State,
as sureties, are held and firmly bound to E. J. Raggamer
Judge of Probate of the County of Stearns, Minnesota, in the sum of
Two Hundred (\$200.00) DOLLARS,
lawful money of the United States, to be paid to the said Judge of Probate or his successors in office for which payment,
well and truly to be made, we bind ourselves, our, and each of our heirs, executors and administrators, jointly and severally,
firmly by these presents.

The condition of this obligation is such that if the above bounden Frank K. Marsolek, who has been appointed guardian of the
estate of the above named Florence Sourada shall
well and faithfully discharge all the duties of his trust as guardian 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 25th day of July, A. D. 1944

Signed, Sealed and Delivered in Presence of

Frank K. Marsolek (SEAL)
Clarence Sabonia (SEAL)
Albert Klimek (SEAL)
(SEAL)
(SEAL)

ACKNOWLEDGMENT

State of Minnesota, } ss.
County of Stearns

Be It Known, That on this 25th day of July, A. D. 1944
personally appeared before me Frank K. Marsolek, Clarence Sabonia
and Albert Klimek

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.

Robert Shaw
Notary Public.

My Commission Expires Jan. 6, 1950 Stearns County, Minn.

JUSTIFICATION

State of Minnesota,

County of Stearns

Clarence Sobania

and Albert Klimch

of Holding Township

of Holding Township

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 \$ 200.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Clarence Sobania
Albert Klimch

Subscribed and sworn to before me this 25th day of July, 19 44

David Shaw
Notary Public, Stearns

County, Minnesota.

My Commission Expires 1-6-50

APPROVAL

I do hereby approve the within Bond, this 26th day of July, A. D. 19 44

(Court Seal)

J. D. Rueschman
Judge of Probate

OATH

State of Minnesota,

County of Stearns

Florence Sowada

I, Frank K. Marsolik,
do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Guardian

of the estate of Florence Sowada

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

Frank K. Marsolik

Subscribed and sworn to before me this 25th day of July, A. D. 19 44

David Shaw
Notary Public.

My Commission Expires Jan. 6 19 50 Stearns County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Florence Sowada
Decedent - Ward.

BOND AND OATH OF
REPRESENTATIVE

Guardian

Filed this 26th day of July, 19 44

and said Bond recorded in Book X

of Bonds, page 390 of Probate
Records.

Frank K. Marsolik
Clerk - Judge of Probate.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Guardianship

Final Account.

Florence Sowada
Incompetent

Frank K. Marsolek
As Guardian of Florence
Sowada
In Account with said Ward

The following is an itemized statement of all property received by ~~him~~ during the period of administration of the estate of said Ward as shown by the annual accounts filed herein, as follows, to-wit:

check

RECEIPTS

\$ 120.00

TOTAL

\$ 120.00

		RECEIPTS	DISBURSEMENTS
Amount Brought Forward		\$ 120.00	\$
<p>The following is an itemized statement of all property expended by during the period of administration of the estate of said Ward as shown by the annual accounts herein, as follows, to-wit:</p> <p>Petition, Letters, and atty Fee Exchange cashing clothing Board</p>			<p>8.00 .20 9.67 60 23</p> <hr/> <p>\$78 10</p>
<p>The following is a statement in detail of all property remaining in hands at the date hereof, with the estimated value of each item thereof, to-wit:</p> <p>Balance Cash</p>		\$	41 90
Totals		\$ 120 00	\$ 120 00

State of Minnesota, } ss.
County of Stearns

Frank K. Marsolek being duly sworn, on his
oath say that he is the guardian of the above named Ward ; that the foregoing is a just
true and correct account of his guardianship in the above entitled matter and of the amount of money and
property received by him and remaining in his hands, and of all money and property disbursed
by him and of all money invested by him for said Ward , and of all his expenditures
as such Guardian

Subscribed and sworn to before me this

29th

day of August

A. D. 1944

Frank K. Marsolek

Woodward Sholly

My Commission expires

Jan 6

1950

Notary Public, Stearns County, Minnesota.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

In the Matter of the Guardianship of Florence Sowada

Petition for Allowance of Final Account.

To the Probate Court of Stearns

County, Minnesota:

Your petitioner respectfully represent s and state s that he is the Guardian
of the above named Florence Sowada

that the said

and that the said guardianship and trust is thereby terminated; that he herewith
presents and file s his final account of said guardianship and trust, and petition s that said Court
issue its order fixing a time and place for the examination and allowance of said account and the settlement of the
same, and prescribing the manner of the service of said order upon said Ward and all other persons in-
terested in said guardianship, according to law.

Dated Aug. 29, 1944

Frank K. Marsolek
Petitioner

State of Minnesota, } ss.
County of Stearns

Frank K. Marsolek being duly sworn on his
oath say s that he is the petitioner who made and signed the foregoing petition, and that he
read the same and knows s the contents thereof, that the said petition is true of his knowledge, save as

to those matters therein stated on information and belief, and as to those matters ^{he}
believe ^s the same to be true.

Frank X Marsole

Petitioner

Subscribed and sworn to before me this

29

day of August

A. D. 1944

David J. Hay

Notary Public, Stearns

County, Minnesota

My Commission expires Jan 6

1950

13.349

State of Minnesota, ss.
County of Stearns

Probate Court

In the Matter of the Guardianship of

Ebunee Sowada

Final Account of Guardian

Filed this 29th day of August, 1944

Frank X Marsole
Clerk of Probate.

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

In the Matter of the Estate of

Florence Sowada
Incompetent

DECEASED

{ \$ 4190 }
{ Incompetent } NO. _____ }

Received from

Frank K. Marsolek

Guardian

, as representative of the ESTATE of

Florence Sowada

, Deceased, the sum of Forty-one and 90/100 Dollars

being in full payment of Balance due me on final account

Signed in the Presence of

Signed this

day of

10

X Florence

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

IN THE MATTER OF THE GUARDIANSHIP OF

Florence Sowada

incompetent

TO THE PROBATE COURT IN AND FOR SAID COUNTY:

The Petition of Frank K. Marsolek of
the Township of Holding in the County of Stearns
respectfully shows:

That by an Order of this Court, Made on the 26 day of
July A. D. 1944, Florence Sowada
was adjudged to be incompetent and
Frank K. Marsolek of the Township of
Holding in the County of Stearns was duly
appointed the guardian of his person and estate, and accepted the trust; that said appointment has
never been revoked; and that the said Frank K. Marsolek still continues
to have the custody of the person of the said Florence Sowada,
and the control and management of his estate.

That the said Florence Sowada is now of sound mind,
and capable of taking care of himself and his property.

Your Petitioner Therefore Prays To have the fact of his restoration to capacity judicially
determined.

Dated the 8th day of Sept. 1944
Frank K Marsolek

State of Minnesota, } ss.
County of Stearns

Frank K. Marsolek

the person who made the foregoing petition, being duly sworn, says that the same is true, to his
own knowledge, except as to those matters stated on his information and belief, and as to those
matters that he believes them to be true.

Subscribed and sworn to before me, this

8th day of

Sept. A. D. 1944

Frank K Marsolek

Dorothy Shaw

Judge of Probate.

Notary Public, Stearns Co. Minn

No. 13,349

IN PROBATE COURT,

County of *Stearns*

IN THE MATTER OF THE GUARDIANSHIP OF

Glennice Sourada

Petition for Restoration to
Capacity.

Filed the *8th* day of
September A. D. 19 *44*

Frank H. Hergon
clerk of Probate.

No. 804.



00880 4200

STATE OF MINNESOTA }
COUNTY OF STEARNS } ss - IN PROBATE COURT.

In the Matter of the Guardianship } ORDER ALLOWING FINAL ACCOUNT,
of Florence Sowada, Incompetent. } DISCHARGING GUARDIAN AND FOR
RESTORATION TO CAPACITY.

The final account of Frank K. Marsolek, as guardian of the above named ward, showing total receipts in the sum of \$120.00, disbursements of \$78.10 and a balance of \$41.90 in cash, is found to be correct.


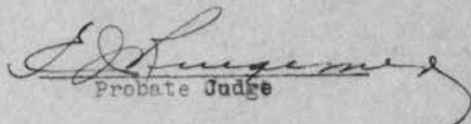
IT IS THEREFORE ORDERED, That said Final Account be, and the same is hereby allowed as filed.

IT IS FURTHER ORDERED, That said ward be, and hereby is restored to capacity, said incompetency of the ward having consisted only of a physical disability, now overcome.

IT IS FURTHER ORDERED, That Frank K. Marsolek and the sureties on his bond be, and they hereby are discharged from any and all further duties and liability in said matter.

Dated at St. Cloud, Minnesota, this 25th day of September, 1944.

By the Court:



Probate Judge

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT.

IN THE MATTER OF THE GUARDIAN-
SHIP OF FLORENCE SOWADA,
WARD.

ORDER ALLOWING FINAL ACCOUNT,
DISCHARGING GUARDIAN AND FOR
RESTORATION TO CAPACITY.

Filed this 25th day of
September, 1944, and recorded
in Book...83...on Page...44...
hereof.

Frank Leroy
Clerk of Probate