



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

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State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jonas, also known
as Math Jonas }
Decedent.

Petition for Administration

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner, ^M Joseph Jonas of the City of St. Cloud, Stearns County, Minnesota respectfully represents and states to the Court:

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

Second—That said decedent was born in the County of Stearns and died at Township of Collegeville, State of Minnesota on or about the 27th day of November, 1937, aged 70 years and was at the time of his death a native of United States of America, and a citizen of the County of Stearns and a resident of Township of Collegeville County of Stearns, State of Minnesota, and was the owner of estate in the County of Stearns State of Minnesota, at the time of his death.

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

Fourth—That said estate of decedent, at the time of his death, included personal property of the probable value of \$ 3500.00, divided as follows:

1. Household Goods, \$ 400.00	2. Wearing Apparel, \$ None of value
3. Stock, \$ 100.00	4. Notes, Bonds, etc., \$
5. Miscellaneous, \$ 3000.00	6. \$

That said estate included real estate of the estimated and probable value of \$ 19,000 ^{less valuation} consisting principally of lands in the County of Stearns, State of Minnesota, described as follows, to-wit:

1. Homestead in Township of Collegeville, Stearns County, Minnesota, as follows:

A. City Property (Give Area) \$

(or)

B. Rural Property Eighty acres improved farm land \$ 4000.00
(Give Area) \$

2. Real Estate other than Homestead:

A. City Property Twenty acres improved	Lots without Buildings \$ 6000.00
City Property	Lots with Buildings \$
B. Rural Property	Acres improved land \$
Rural Property Two hundred	Acres unimproved land \$ 6000.00

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

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

NAME	AGE	RELATIONSHIP	POST OFFICE ADDRESS
Johanna Jonas	70	spouse	R.F.D.1, Cold Spring, Minn.
Mrs. Clara Brunner	legal	daughter	Cold Spring, Minnesota
Hildegard Jonas	"	"	3521 Monroe Str. Chicago, Ills.
Mrs. Eleanor Kosbiel	"	"	55 McKinley No. St. Cloud, Minn.
Joseph Jonas	"	son	1725 --7th Str. So. St. Cloud, Minn.
John Jonas	"	"	334 Concord Str. So. St. Paul, Minn.
Sister M. Girard, O.S.B.	"	daughter	Dumont, Minnesota
Jacob Jonas	"	son	Cold Spring, Minnesota, R.1
Mrs. Joan Tomaseaski	"	daughter	530 North Lawndale, Chicago, Ill.
Nick Jonas	"	son	R.F.D.1, Cold Spring, Minn.
Math Jonas	"	"	R.F.D.1, Cold Spring, Minn.
Sylvester Jonas	"	"	55 McKinley No. St. Cloud, Minn.
George Jonas	"	"	3521 Monroe Str. Chicago Ill

Seventh—That Fred W. Stein, whose Post Office address is Cold Spring, Minnesota is a suitable and competent person to administer the said estate, and is lawfully entitled thereto as agreed upon by the heirs, being a disinterested person.

THEREFORE, Your Petitioner prays that administration of the estate of said decedent be granted by the Court, and that upon due qualification, letters of administration be issued to the said Fred W. Stein

State of Minnesota, } ss. Joseph M. Jonas Petitioner.
County of Stearns

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

Subscribed and sworn to before me, this 11th day of September, 1944 Joseph M. Jonas Petitioner.

William A. Boerger Notary Public.
Stearns County, Minn.
My Commission expires March 21, 1948

13.388
State of Minnesota,
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jonas, also known
as Math Jonas Decedent.

PETITION FOR ADMINISTRATION

Selection of Newspaper

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

St. Cloud Times
(Here insert name of newspaper)

(Sign your name here)

Filed this 11th day of September, 1944
Frank Mervoy Probate Judge, Clerk.

**ORDER FOR HEARING ON PETITION
FOR ADMINISTRATION, LIMITING
TIME TO FILE CLAIMS AND
FOR HEARING THEREON**

STATE OF MINNESOTA, County of
Stearns--as, In Probate Court. File
No. 13388.

In Re Estate of Mathias Jonas, also
known as Math Jonas, Decedent.
Joseph M. Jonas having filed herein
a petition for general administration
stating that said decedent died intestate
and praying that Fred V. Stein be
appointed administrator.

IT IS ORDERED, That the hearing
thereof be had on Friday, the 6th day
of October, 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, 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,
January 12th, 1945, 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, and by mailed
notice as provided by law.

Dated September 11th, 1944.

E. J. RUEGEMER,
Probate Judge.

(Probate Court Seal)
WILLIAM A. BOERGER, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota.
Pub. Sept. 14-21-28, 1944

STATE OF MINNESOTA, }
COUNTY OF STEARNS } ss

Fred Schilplin, 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 Administration, Limiting
Time To File Claims And For Hearing**

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

**That the Order For Hearing On Petition For Administration
Limiting Time To File Claims For Hearing Thereon..**

hereto attached was cut from the columns of said newspaper, and was printed and published
therein in the English language, once each week, for 3 successive weeks; that it was
first so published on Thursday the 14th day of Sept. 1944 ;
and thereafter on Thursday of each week to and including the 28th.
day of Sept. 1944 ;

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

abcdefghijklmnopqrstuvwxyz

Fred Schilplin

Subscribed and sworn to before me 28th. day of Sept. 1944

Edgar J. Papp
Notary public Stearns County, Minnesota.

My Commission expires Oct. 1st. 1944

4463 2040

13,388

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

Of Order For Hearing Of
Petition For Administration
Limiting Time To File
Claims And For Hearing
Thereon

Estate of Mathias Jonas,
Decedent

FILED THIS 30th DAY
OF Sept A.D. 19 44
Frank Nesoy
Clerk of Probate

1003 2041

State of Minnesota,
County of **Stearns**

IN PROBATE COURT,

IN THE MATTER OF THE ESTATE OF
Mathias Jonas, also known as
Math Jonas,

Decedent.

Order Granting Administration

The petition of **Joseph M. Jonas** praying that letters of
administration upon said estate be granted to **Fred V. Stein**
came duly on for hearing at a **special** Term of this Court, held on the
6th day of **October**, 19**44**. Said petitioner appeared
in person and by his attorney, **F. W. Russell, Esq.**,
and no one appeared in opposition.

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

First: That notice of said hearing has been given and served by the publication of the order for said hearing issued
herein in the **St. Cloud Daily Times**, proof of publication of said notice of
hearing and service by mail having been filed in this office
as by law and the order of this Court provided.

Second: That the said decedent died intestate on the **27th** day of **November**, 19**37**.

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

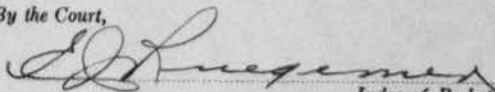
Fourth: That **Fred V. Stein** is ~~by law~~ a suitable and
competent person, to administer upon said estate.

Therefore, It is ordered that said petition be granted and **Fred V. Stein**
be and hereby is appointed **administrator** of the estate of said decedent, and
that letters of administration issue to **him** upon **his** filing the
oath by law required and a bond in this Court in the penal sum of **Eight Thousand and no/100**
(\$8000.00) Dollars, with sureties to be approved by the Judge of this
Court conditioned according to law.

By the Court,

Dated **October 6th**, 19**44**

(Court Seal)


Judge of Probate

State of Minnesota,

County of Stearns

Probate Court,

In the Matter of the Estate of

Mathias Jonas

Decedent.

Order Granting Administration

Filed the 6th day of

October 19 44

Recorded in Book 75 of orders

page 179

Clerk *Frank Hennig* of Probate.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of
Mathias Jonas, also known as
Math Jonas,

Decedent.

LETTERS OF ADMINISTRATION

Fred V. Stein

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

Now therefore, the said Fred V. Stein

is hereby appointed administrator of the estate of Mathias Jonas, as aforesaid,
decedent, with full powers and duties as follows:

First. To take possession of all the real and personal estate of the decedent which shall not be set aside for the surviving spouse or children of decedent and to collect all debts and claims due to said decedent.

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

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

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

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

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

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

Dated October 11th, 1944

By the Court,

Judge of Probate.

SEAL

IN PROBATE COURT

In the Matter of the Estate of

Mathias Jonas

LETTERS OF ADMINISTRATION

Filed this 11th day of
 October, 19⁴⁴ and
 recorded in Book "8" of Letters
 on page 342.

Frank Herzog
 Clerk and Judge of Probate.

No. 8517*

State of Minnesota,
 County of } ss.

IN PROBATE COURT

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

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

day of

A. D. 19

this

Judge of Probate.

State of Minnesota } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Math Jonas, deceased

BOND

Know all Men by these Presents, That we Fred V. Stein
as principal

and NATIONAL SURETY CORPORATION, a corporation organized under the laws of the State of New York, 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

Honorable E. J. Ruegemer, as Judge of Probate of the County of Stearns
Minnesota, in the sum of EIGHT THOUSAND AND NO/100 ----- (\$ 8000.00)

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 Fred V. Stein

Administrator of the estate of the above named Math Jonas, deceased, who has been appointed shall well and faithfully discharge all the duties of his trust as Administrator of said estate according to law, then this obligation shall be void; otherwise it shall remain in full force and virtue.

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

and its corporate seal to be hereto attached by authority of its Board of Directors, this 9th day of October, 1944.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Eda Muggli
Edmund Schwanke
As to Principal
M. M. Loney
As to Surety

Fred V. Stein (Seal)
NATIONAL SURETY CORPORATION (Seal)
By M. M. Loney
Its Attorney-in-Fact.

ACKNOWLEDGEMENT OF PRINCIPAL

STATE OF MINNESOTA, } ss.
County of Stearns
On this 10 day of October, 1944, before me personally appeared Fred V. Stein, to me well known to be the person who executed the foregoing bond as principal, and he acknowledged that he executed the same for the uses and purposes herein expressed as his free act and deed.

Edmund Schwanke
Notary Public, EDWARD F. SCHWANKE, Notary Public, Stearns County, Minn.
My Commission Expires May 28, 1951.

ACKNOWLEDGEMENT OF SURETY

STATE OF MINNESOTA, } ss.
County of Ramsey
On this 9th day of October, 1944, before me appeared M. M. Loney, to me personally known, who being by me duly sworn, did say that he is the attorney-in-fact of THE NATIONAL SURETY CORPORATION, the 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 her, by authority of its Board of Directors; and the said M. M. Loney acknowledged said instrument to be the free act and deed of said corporation.

M. Christoffersen
Notary Public, Ramsey County, Minnesota.

My Commission Expires Oct. 10th, 1948.

APPROVAL

I hereby approve the within bond and the surety thereon, this 11th day of

October, 1944.

[Signature]
Probate Judge.

OATH OF

STATE OF MINNESOTA.

County of Stearns
I, Fred V. Stein

do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Administrator of the Estate of the above named Math Jones Succand to the best of my ability and according to law, so help me God.

Subscribed and sworn to before me this 10

day of October, 1944
[Signature]

Notary Public, _____ County, Minnesota.

My Commission Expires _____ 19____

EDMUND F. SCHMIDT, Notary Public, Stearns County, Minn.
My Commission Expires May 20, 1951.

State, of Minnesota

County of Stearns

Probate Court

IN THE MATTER OF THE ESTATE OF

Math Jones, deceased

Bond and Oath of

Fred V. Stein

Filed the 11th day of October, 1944, and said bond recorded in Book 7 of Bond Bonds, page 132 of Probate Records. Frank H. Henson Clerk, and of Probate.

JOYCE INSURANCE, INC.

Nationwide Managers

NATIONAL SURETY CORPORATION OF NEW YORK

Joyce Insurance Bldg., ST. PAUL, MINN.
National Building. MINNEAPOLIS, MINN.

13.388

650

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

In the Matter of the Estate of Mathias Jonas, also known as Math Jonas, Deceased.

To the Probate Court within and for the County of Stearns
in the State of Minnesota:

The Petition of Mrs. Clara Brunner

of the County of Stearns and State of Minnesota, respectfully shows and states that she is a daughter ~~and widow of~~ Mathias Jonas, also known as Math Jonas late of the County of Stearns deceased. That said deceased died on the 27th day of November, 1937. That on the 11th day of October, 1944, Letters of Administration upon the estate of said decedent, Mathias Jonas, were duly issued by this Court to Fred V. Stein of the Village of Cold Spring of said County of Stearns.

That the said deceased left surviving, ~~your petitioner, who is his widow, and the following named children, in who~~ is a helpless invalid, unable to care for herself, and who has been in the care of your petitioner for a number of years following the death of the said Mathias Jonas.

the
That said children all ~~reside with your petitioner in the~~ are of legal age and are no longer with the said surviving spouse, in the County of

State of and that said children and your petitioner constitute the family of said deceased.

That said ~~family and children~~ ^{widow is largely} dependent upon said estate for their maintenance during the settlement of said estate. That the sum of \$ 50.00 per month is a reasonable sum for the support and maintenance of said ~~family~~ during the settlement of said estate.

Wherefore, Your petitioner prays that this Court issue its order allowing to said widow ~~and children constitute~~ the family of said deceased the sum of \$ 50.00 per month during the settlement of said estate.

Dated November 3rd, A. D. 1944.

Mrs Clara Bruner
As petitioner, and for the exclusive
benefit of her mother, Mrs. Johanna
Jonas, who is an invalid.

State of Minnesota,

County of Stearns

ss.

Came personally before me Mrs. Clara Brunner and being duly sworn doth depose and say: That she is the above named petitioner; that she has heard the foregoing Petition read, and that the same is true of her own knowledge, except as to the matters therein stated on information and belief, and as to those matters that she believes the same to be true.

Subscribed and sworn to before me this

8

day of

November

A. D. 1944

Mrs Clara Bruner
Fred V Stein
Commission Expires Nov 17 1946

My commission expires

19

No. 12,388

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Mathias Jonas, also known as
Math Jonas. Deceased.

Petition of ~~Widow~~^{Widow} for Allowance
to Maintain ~~Family~~^{Family} During
Settlement of Estate

Filed this 10th day of
November, A. D. 1944

Frank Henneg
Clerk ~~Judge~~ of Probate.

No. 9636*

6602 1900
0063 2049

State of Minnesota,

ss.

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mathias Jonas, also known as
Math Jonas,

Decedent.

ORDER FOR MAINTENANCE OF FAMILY
OF DECEDENT

The above entitled matter came on for consideration by the Court, upon the petition of Clara Bruner
for Johanna Jonas, surviving spouse

of said decedent, praying that an allowance be made for the support and maintenance of his family, during the
settlement of said estate.

Said Petitioner appeared in person and by attorney, William A. Boerger,
Esq.,

and the Court, having considered said petition, all the evidence produced for and against the same, the value and condition
of said estate and the claims against the same so far as they can now be ascertained, and the circumstances and mode of life
of said family, finds as follows:

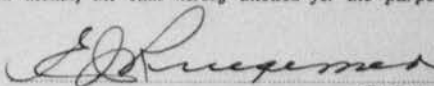
FIRST—That the following named person constitute^s the family of said decedent who are entitled to support
and maintenance out of his estate pending settlement thereof, to-wit:
Johanna Jonas, surviving spouse of decedent.

SECOND—That the sum of Fifty and no/100 (\$50.00) Dollars
per month is a reasonable and necessary sum for the support and maintenance of said family, during the settlement of said
estate.

It is Therefore Ordered, That the sum of Fifty and no/100 (\$50.00) Dollars
per month be, and the same hereby is, allowed for the support and maintenance of said family during the settlement of said
estate; that said allowance commence on the 11th day of October 19 44,
and continue thereafter until said estate is settled, or until otherwise ordered by the Court; provided, however, that in case
said estate is, or shall be ascertained to be insolvent, said allowance shall continue only for one year from the date administra-
tion is granted upon said estate; and provided further, that said allowance shall not continue after the distributive share
of the surviving spouse
shall have been assigned to her.

It is Further Ordered, That the representative of said decedent pay over and deliver to
Johanna Jonas each month, the sum hereby allowed for the purpose above
specified, during the time herein limited.

Dated November 10th 1944


Probate Judge.

No. 13,388

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Mathias Jonas

Decedent.

Order for Maintenance of Family of
Decedent During Settlement
of Estate

Filed this 10th day of

November, A. D. 19⁴⁴

Recorded in Book 82 of Orders on

page 52.

Frank Herzog
Clerk ~~in~~ of Probate.

15023900

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT.

In the Matter of the Estate of

Mathias Jones, also known as
Math Jones

Decedent.

PETITION FOR SETTING APART HOMESTEAD
AND PERSONAL PROPERTYYour Petitioner Mrs. Clara Brunner of Cold Spring, Minnesota
represent & state to the court:

FIRST—That your petitioner is the daughter and heir-at-law of the decedent and has for several years been taking care of Mrs. Johanna Jones, surviving spouse of the decedent and mother of this petitioner who is a helpless invalid. of decedent

SECOND—That said decedent left surviving him his (1)
spouse the said Johanna Jones (2)
(3)

THIRD—That said decedent, at the time of his death, was the owner of a homestead which he occupied as such to the time of his death; and which consists of a tract or parcel of land lying in the County of Stearns, State of Minnesota, described as follows, to-wit:

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Twenty-six (26) in Township One Hundred Twenty-four (124), Range Thirty (30)

FOURTH—That your petitioner hereby select & the following described personal property of said decedent to be set apart and allowed to the said Johanna Jones, to-wit:

Household Furniture of said decedent of the description and appraised value following, to-wit:

All chairs, tables, beds, bedding, stoves, carpets, rugs, kitchen utensils and table ware,

All the wearing apparel of decedent

Other personal property of decedent of the description and appraised value following, to-wit:

Cash money in the sum of Five Hundred Dollars (\$500.00)

Your petitioner therefore pray that the homestead of said decedent described be, by the order of this court, set apart to Johanna Jonas, surviving spouse of the decedent

as the homestead of said decedent; and that the personal property above selected be, by the order of this court, set apart and allowed to said Johanna Jonas

as the surviving spouse of said decedent.

Mrs. Clara Bruner
As petitioner and for the exclusive benefit of her mother, Mrs. Johanna Jonas, an invalid.

Petitioner.....

State of Minnesota,

County of Stearns

Mrs. Clara Bruner

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

Subscribed and sworn to before me this

8

day of

Mrs. Clara Bruner
November 19XX
Fred V. Stein

FRED V. STEIN

Notary Public.

Notary Public, Stearns County, Minn.

My Commission Expires Nov. 12, 1948.

County, Minnesota.

My commission expires

19

Note (1) Insert "Him his" or "Her her" or "Him no" or "Her no," as the case may be.

Note (2) In case there is a spouse, insert "your petitioner."

Note (3) In case decedent left no spouse, but left children, insert, "but left surviving children, whose names and ages are as follows, to-wit;" then follow with the names and ages, after which add "your petitioners", if they are of age; if not of age, add "who are minors and for whom your petitioner is guardian."

No. 13,388

IN PROBATE COURT,

County of Stearns

In the Matter of the Estate of

Mathias Jones, also known as
Math Jones, Decedent.

Petition for Setting Apart Homestead and Personal Property

Filed the 10th day of November, A. D. 1944

Marshall
Clerk - Judge of Probate.

No. 3165*

State of Minnesota,

County of Stearns

} ss.

IN PROBATE COURT

In the Matter of the Estate of

Mathias Jonas, also known as
Math Jonas,

Decedent.

ORDER SETTING APART HOMESTEAD AND
PERSONAL PROPERTYOn reading and filing the petition of Clara Bruner for Johanna Jonas,
surviving spouse

of the above named decedent, praying that the homestead of said decedent be set apart to

said surviving spouse

of said decedent, and for the allowance of the

personal property of said decedent therein described and selected to said surviving spouse

of said decedent, and upon due consideration of the same:

It is Ordered, That the homestead of said decedent which the court hereby finds consists of the tract or parcel
of land in the County of Stearns, State of Minnesota described as follows, to-wit:The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section
Twenty-six (26), Township One Hundred Twenty-four (124) North,
of Range Thirty (30) West,together with the hereditaments and appurtenances thereunto belonging, be, and the same hereby is, set apart to the said
surviving spouse of said decedent, to-wit: Johanna Jonas,and that the personal property selected by said Clara Bruner for Johanna Jonas,
said surviving spouse of said decedent, and hereinafter described, be, and
the same hereby is, set apart and allowed to the said surviving spouse
of said decedent, to-wit: Johanna Jonas:

FIRST—Household Furniture of said decedent of the description and appraised value following, to-wit:

All chairs, tables, beds, bedding, stoves, carpets, rugs,
Kitchen utensils and table ware.

SECOND—All the wearing apparel of said decedent.

THIRD—Other personal property of said decedent of the description and appraised value following, to-wit:

Cash in the sum of Five Hundred and no/100 (\$500.00) Dollars.

SEAL

Dated November 10th, 19 44


Probate Judge.

0063 2054

13,342
No. 12,388

IN PROBATE COURT

County of Stearns

IN THE MATTER OF THE ESTATE OF

Mathias Jonas

Decedent.

Order Setting Apart Homestead and Personal Property

Filed the 10th day of
November, A. D., 19 44

Recorded in Book 80 of Orders,

page 337

Frank Hergon
Clerk - ~~Judge~~ of Probate.

No. 3521*

5502 6900
0063 2055

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Mathias Jonas, also known as
Math Jonas,

Decedent.

Order Appointing Appraisers

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

It is ordered that John A. Meagher and

Isidore Muggli

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

Dated this 21st day of November, 19 44.

(PROBATE COURT SEAL)

Probate Judge.

0063 2056

No. 12,388

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jonas

Decedent

Order Appointing Appraisers

Filed November 21st, 1944

Frank Herzog

Probate ~~clerk~~ Clerk.

1502 6900
0063 2057

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No. 12,382

In the Matter of the Estate of

INVENTORY AND APPRAISAL

Mathias Jones, also known as Math Jonas

Decedent.

Date of Death Nov. 27, 1937

OATH OF APPRAISERS

State of Minnesota,

ss.

County of Stearns

I, John A. Mescher, and

I, Isidore Mugli

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 Mathias Jones, also known as Math Jonas, decedent to the best of my ability. So Help Me God.

Subscribed and sworn to before me this

21

day of

November

19

37

Notary Public, Stearns County, Minn.

My commission expires Nov 12, 1948

(SEAL)

INVENTORY AND APPRAISAL

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

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

CLASS I—Real Estate:

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of 20 acres in area described as follows, to-wit: (give acreage) The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Twenty-six (26) in Township One Hundred Twenty-four (124) North, of Range Thirty (30) West	None	\$ 6000.00
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit: The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26); The Southwest one-half (S $\frac{1}{2}$) acre of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-five (25); The Southeast of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35); And the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36), all in Township One Hundred Twenty-four (124) North, Range Thirty (30) West	None	\$ 4600.00
There is also the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section Thirty-five (35) in Township 124 North of Range 30 West in the name of John Jonas but the latter claims this also belongs to the estate but that the deed was given as security for a loan. Uncertain as to ownership the appraisers have set the value of the tract at	None	\$ 1000.00

FORWARDED

0063 2058

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
Brought Forward		\$
Total Net Value of Real Estate		\$ 18,600.00
Class II—Furniture and Household Goods:		
Washing machine, heatrola, radio and all other household goods	\$	\$
	None	\$ 125.00
Total Value of Furniture and Household Goods		\$
CLASS III—Wearing Apparel		
None of value	\$	\$
Total Value of Wearing Apparel		\$
CLASS IV—Corporation Stock		
None	\$	\$
Total Value of Stock		\$

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

[illegible]

CLASS IV—All other Personal Property:

[illegible]

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - - \$ 11,600.00

The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 10,216.05

The total value of the entire estate of decedent, as valued by the appraisers herein, is, - \$ 21,516.05

Respectfully submitted,

praisers herein, is

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

Fred V. Stein

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

Subscribed and sworn to before me this 15 day of November, A. D. 1944
Edmund Schwandt
 Notary Public, My Commission Expires May 26, 1951, County, Minn.
 My commission expires

Fred V. Stein

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

Mathias Jones, also known as Kath Jones, 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

21

day of

November

A. D. 1944

John A. Meagher
Guidare Muggli
 Appraisers.

File No. 12388

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mathias Jones also known as Kath Jones
 Decedent.

Inventory and Appraisal

Total Personal - \$10,216.05
 Total Real Estate - \$11,600.00
 Total Appraisal - \$21,816.05

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

day of , 19

Deputy-Treasurer of
 County, Minnesota.

Filed this 22nd day of
 November, A. D. 1944

Frank R. K. 1944
 Probate Judge Clerk

Attorney.

No. 1007*

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Mathias Jones, also known as Math Jones

Decedent

INHERITANCE TAX RETURN

Date of death November 27th, 1937

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).....

Fred V. Strain

(Address).....

Cold Spring, Minnesota

Subscribed and sworn to before me this

15th

day of

November

, 19*47*

Edmund Schwankl

EDMUND F. SCHWANKL, Notary Public, Stearns County, Minn.
My Commission Expires May 26, 1951.

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. 12.388

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Mathias Jones, also known as
Math Jones Decedent.

INHERITANCE TAX RETURN

Filed

Nov. 22nd 1944

Frank Herzog
Clerk of Probate Court.

Name William A. Boerger

Address St. Cloud, Minnesota.
Attorney.

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF MATHIAS JONAS, ALSO KNOWN AS
MATH JONAS, DECEDENT.

OBJECTIONS TO CLAIM OF JOHN JONAS

Comes now Fred V. Stein and represents and shows to the Court as follows:

I.

That he is the duly appointed, qualified and acting representative of the above entitled estate.

II.

That John Jonas, one of the heirs-at-law of the above named decedent, has filed a claim against the said estate in the sum of \$2600.00 with interest at the rate of 8%, which said claim is based upon a note allegedly given to the claimant by the decedent on the 1st day of November, ~~1939~~ 1937

III.

That as such representative he objects to the said claim upon the following grounds, to-wit:

First: That the said claim is without merit on the ground and for the reason that it shows upon its face that the statute of limitations has run against the note upon which said claim is based.

Second: That this objector is informed and believes that the said obligation, as shown by the said note, has been fully paid by the transfer of a tract of land from the deceased to the claimant at the time the said note was executed, and for which no other consideration was received.

WHEREFORE the objector prays that the said claim of the said John Jonas be disallowed in toto and that he take nothing by virtue thereof, and that the said claimant be put to the proof of his merits.

Fred V. Stein

STATE OF MINNESOTA
COUNTY OF STEARNS ss

Fred V. Stein, being first duly sworn, upon oath deposes and says that he is the representative of the estate of the above named decedent, and the person who makes the foregoing objections; that he has read the same and knows the contents thereof; that the same is true of his own knowledge, except as to matters therein stated upon information and belief, and as to such matters he believes it to be true.

Sworn to and subscribed before
me this 13 day of January, 1945

William A. Dargatz

Notary Public, Stearns County, Minn.

My Commission Expires March 21-1948

0063 2066

File No. 13,388

STATE OF MINNESOTA
COUNTY OF STEARNS ss

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
MATHIAS JONAS? ALSO KNOWN AS
MATH JONAS.

OBJECTIONS TO CLAIM OF JOHN
JONAS.

FILED THIS 13th DAY
OF Jan 1945
Frank H. Hering
Clerk of Probate

00632067

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF MATHIAS JONAS, ALSO KNOWN AS
MATH JONAS

OBJECTIONS TO CLAIM OF NICK JONAS

COMES NOW Fred V. Stein, representative of the estate of Mathias Jonas, also known as Math Jonas, the above named decedent, and makes and files the following objections to the claim of the above named Nick Jonas, and to the allowance thereof as follows:

I.

The claim for all services performed before November 27th, 1937, is void on the ground and for the reason that the decedent was then still living and was operating the farm on his own account, and that claimant was performing services which the law presumes to have been gratis.


II.

The claim for all services performed for a period of six years next preceding the date of the claim is void because the statute of limitations has run against the same.

III.

Further objecting, the representative shows to the Court that when the decedent died all the property, real and personal, belonged to his estate. Claimant owned neither real nor personal property. He operated the farm without appointment by anyone in authority, used proceeds from the sale of crops and livestock, and used some of the proceeds to purchase personal property in his own name, as appears from the claim filed.

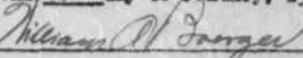
WHEREFORE The representative demands an accounting from claimant of his receipts and disbursements from the date of Mathias Jonas's death to date, and prays that the claim of the claimant be disallowed in toto, and that he, the representative, have such other and further relief against said claim as to the Court shall seem just and proper.


Representative

STATE OF MINNESOTA
COUNTY OF STEARNS

Fred V. Stein, being first duly sworn, upon oath deposes and says that he is the representative of the estate of the above named decedent; that he has read the foregoing objections to the claim specified therein and knows the contents thereof, and that the same is true of his own knowledge, except as to matters therein stated on information and belief, and as to such matters he believes it to be true.

Sworn to and subscribed before
me this 24 day of January, 1945



WILLIAM A. BOERGER
Notary Public, Stearns County, Minn.
My Commission Expires March 21-1948

0063 2068

File No. 12,388

STATE OF MINNESOTA ss
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
MATHIAS JONAS, ALSO KNOWN AS ~~MATHIAS JONAS~~
MATH JONAS, DECEDENT

OBJECTIONS TO CLAIM OF NICK JONAS

FILED THIS 24th DAY
OF Jan. A.D. 19 45
Frank Herzog
Clerk of Probate

0063 2069

State of Minnesota,

PROBATE COURT

County of

Stearns

Special

Term, Feb. 23 - 1945

IN THE MATTER OF THE ESTATE OF
Mathias Jonas, also known
as Math Jonas
 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 Mathias Jonas, as aforesaid 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	Year
1.	12	27	44	John Jonas	Rate	260000	278027		2	23	45
2.	1	18	45	Rich A. Jonas	Account	240000	240000		2	23	45
3.	1	18	45	Math Jonas	Account	200000	200000		2	23	45
TOTAL							718027				

0063 2070

OFFSETS

When Allowed or
Disallowed

FINAL BALANCE

REMARKS

NATURE OF OFFSET

Amount of
OffsetAmount
AllowedAmount
Disallowed

Month

Day

Year

2780 27

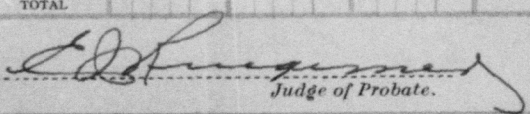
2400 00

2000 00

TOTAL

7180 27

By the Court


 Judge of Probate.

No. 13388

 State of Minnesota,
 County of Stearns

PROBATE COURT

In the Matter of the Estate of

 Mathias Jounas
 Deceased

ORDER ON CLAIMS

 Filed this 23rd day of
 February, 1945

 Frank Kervog
 Clerk of Probate

By _____ Deputy

Recorded in Book 61 of Claims

Page 110

3677 MILLER-DAY COMPANY, MINNEAPOLIS

1102 1900

State of Minnesota,

38.

IN PROBATE COURT

County of..... STARRS

IN THE MATTER OF THE ESTATE OF

Mathias Jonas, also known as

Math Jones

Werner

Decedent.

Petition of Representative for Order to Sell, Mortgage or Lease Land

Your Petitioner respectfully represents and shows to the Court:

1. That he is the representative of the estate above named.

2. That the bond _____ filed by him herein as such representative, pursuant to order of this Court is _____

surety bond in the penal sum of \$ 5000.00

3. That there remains in his hands undisposed of personal property of the estimated value of \$ none

4. That the debts and charges against said estate remaining unpaid to the best knowledge and information

of your petitioner are approximately as follows, to-wit:

Family allowances - - - - - \$

Expenses of Administration (estimated) - - - - - \$ 300.00

Funeral expenses - - - - - \$

Expenses of last sickness - - - - - \$

Taxes - - - - - \$.....

Claims of creditors allowed by Court - - - - - \$.....

Legacies - - - - - \$_____

TOTAL debts and charges remaining unpaid - - - - - \$_____

5. That your petitioner desires to sell the real property of said estate,

described, and of the appraised value, as follows, to-wit:

Value as Fixed
by Appraisers

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

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

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Twenty-six (26) in Township One Hundred Twenty-four (124) of Range Thirty (30)

\$ 6000.00

Value as Fixed
by Appraisers

(b) Other real estate of decedent being in the County of STEARNS.....

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

The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26); the Southwest One-Half Acre (SW $\frac{1}{2}$ Acre) of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-five (25); the Southeast Quarter of the Northwest Quarter of Section Thirty-five (35), and the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36), all in Township One Hundred Twenty-four North, of Range Thirty (30) West-----\$4600.00

Also the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35) in Township One Hundred Twenty-four (124) North of Range Thirty (30) West-----\$1000.00

\$ 11,600.00.....

State of Minnesota,

County of Stearns

} ss.

Fred V. Stein

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



Subscribed and sworn to before me this

14th day of August 1945


 William A. Boerger
 Stearns County, Minnesota.

My Commission expires March 21, 1948

CONSENT TO OF REAL ESTATE

We, the undersigned, being

the persons who take an interest in the real estate

described in the foregoing petition, do hereby consent to the

of said real estate and request the Court to authorize and direct the representative of said estate to

said real estate as prayed for in said petition.

*Strike out (a) if it does not apply.

**Note if petition is to mortgage, add "in the amount of \$ _____ said amount not to bear interest at a rate to exceed the maximum of _____ per cent per annum." If petition is to sell add "at private sale" or "at public auction" as the case may require.

If sale or mortgage of the homestead is petitioned for consent of the spouse must be obtained. If homestead is to be mortgaged for more than encumbrances and statutory items allowed consent of all persons must be obtained.

File No. 13,383

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jonas, also known as
Math Jonas Warden Decedent.Petition for Order to Sell,
Mortgage-of-Lease Land

Filed this 14th day of

August 1945


 Virginia H. Henshaw
 Registry Probate Judge-Clerk.

NEED FILED-1945-10-14-11-14

State of Minnesota,

County of Stearns

IN PROBATE COURT.

File No. 13,388

In the Matter of the Estate of

Mathias Jonas, also known as
Math Jonas,

Decedent.

Order of License to Sell Land
At Private Sale.

The above entitled matter came on to be heard by the Court on the 7th
day of December, 1945, upon the petition of Fred V. Stein
as representative
(Representative or Guardian)

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

FIRST—That notice of said hearing was served upon all persons interested in said matter by the publication of the citation for hearing on said petition heretofore entered herein in the St. Cloud Daily Times, proof of the publication of said notice of hearing and service by mail having been filed in this court.

SECOND—That the said representative appeared at said hearing in person and by his attorney, William A. Boerger, Esq., and was duly examined relative to said matter by the Court and that no one appeared in opposition to said petition.

THIRD—That it would be for the best interests and benefit of the said estate that the property hereinafter described be sold.

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

The Homestead of decedent described as follows, to-wit:

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Twenty-six (26), in Township One Hundred Twenty-four (124) North, of Range Thirty (30).

Also other real estate of decedent, described as follows:

The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26); the Southwest one-half (SW $\frac{1}{2}$ acre) acre of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-five (25); the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35), and the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36), all in Township One Hundred Twenty-four (124), Range Thirty (30).

Also the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35), Township One Hundred Twenty-four (124), Range Thirty (30).

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

Five Thousand and no/100 (\$5000.00) - - - - - Dollars,

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

John A. Meagher and **Isidore Muggli**

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

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

Dated at **St. Cloud, Minn.**, this **7th** day of **September**, 19**45**.

[Signature]
Judge of Probate.

State of Minnesota,

County of _____

} ss.

PROBATE COURT

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



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

_____ of the Probate Court.

File No. **13,388**

State of Minnesota.

County of **Stearns**

} ss.

PROBATE COURT

In the Matter of the Estate of

Mathias Jonas

**Order of License to Sell
Land at Private Sale.**

Office of Register of Deeds

State of Minnesota.

County of _____

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

Register of Deeds.

By _____ Deputy.

Filed this **7th** day of **Sept.**

19 **45**, and recorded in Book **90**

of Orders, Page _____

[Signature]
Clerk of Probate.

SECURITY PRINTING COMPANY, ST. CLOUD, MINN.

State of Minnesota

IN PROBATE COURT

County of StearnsIN THE MATTER OF THE GUARDIANSHIP OF
ESTATEMath Jonas, deceasedADDITIONAL
BONDKnow all Men by these Presents, That we Fred V. Stein

, as principal

and NATIONAL SURETY CORPORATION, a corporation organized under the laws of the State of New York, 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

as Judge of Probate of the County of Stearns Minnesota, in the sum of FIVE THOUSAND AND NO/100 ----- \$ 5000.00

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 Fred V. Stein

Administrator of the estate of the above named Math Jones, deceased who has been appointed shall well and faithfully discharge all the duties of his trust as Administrator of said estate according to law, then this obligation shall be void; otherwise it shall remain in full force and virtue.

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

and its corporate seal to be hereto attached by authority of its Board of Directors, this 17th day of September, 19 45

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Eda Muggli
Edmund Schwanke
As to Principal
M. Christoffersen
L. Tunda
As to Surety

Fred V. Stein (Seal)
NATIONAL SURETY CORPORATION (Seal)
By L. A. Green
Its Attorney-in-fact.

ACKNOWLEDGEMENT OF PRINCIPAL

STATE OF MINNESOTA,

County of Stearns ss.
On this 18 day of September, 19 45
appeared Fred V. Stein to me well known
to be the person who executed the foregoing bond as principal, and acknowledged
that he executed the same for the uses and purposes herein expressed as his free act and deed.

Edmund F. Schwanke
Notary Public, Stearns County, Minnesota.
My Commission Expires May 28, 1951.

ACKNOWLEDGEMENT OF SURETY

STATE OF MINNESOTA,

County of Ramsey ss.
On this 17th day of September, 19 45
before me appeared L. A. Green to me personally known, who being by me duly sworn, did say that he is the attorney-in-fact of THE NATIONAL SURETY CORPORATION, the 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 him, by authority of its Board of Directors; and the said L. A. Green acknowledged said instrument to be the free act and deed of said corporation.

M. Christoffersen

Notary Public, Ramsey County, Minnesota.

My Commission Expires Oct. 10th, 19 48

0063 2078

APPROVAL

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

19th
September, 1945

day of

Probate Judge.

OATH OF

STATE OF MINNESOTA,

County of

I,

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

of the

of the above named

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

Subscribed and sworn to before me this

day of

Sept. 18, 1945

Notary Public,

County, Minnesota.

My Commission

My Commission Expires May 28, 1951.

ADDITIONAL BOND

State of Minnesota

County of Stearns

Probate Court

IN THE MATTER OF THE ESTATE OF

Math Jonas, deceased

Bond and Oath of

Fred V. Stein

Filed the 19th day of

September, 1945, and said

bond recorded in Book 7 of

Bonds, page 258 of Probate

Records.

Clerk, Judge of Probate.

JOYCE INSURANCE, INC.

Solicitors Managers

NATIONAL SURETY CORPORATION
OF NEW YORKJoyce Insurance Bldg., ST. PAUL, MINN.
National Building, MINNEAPOLIS, MINN.

13.388

651

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

File No. 13,398

In the Matter of the Estate of
Mathias Jonas, also known as
Math Jonas,

Decedent.

Order Confirming Private Sale
Made Pursuant to License

The above entitled matter came on to be heard on the 21st day of June
1946, upon the report of Fred V. Stein

as representative

(Representative or Guardian)

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

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

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

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

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

FOURTH—That on the 20th day of June, 1946, the said
representative

pursuant to said order of license, did sell, at private sale, to Math Jonas of the
Township of Collegeville, Stearns County, Minnesota,
for the sum of Fourteen Thousand Six Hundred and no/100 (\$14,600.00) DOLLARS,
the tract of land, described in said order of license, lying and being in the County of Stearns
State of Minnesota, described as follows, to-wit:

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) and the South Half
of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26); the South-
west one-half acre (SW $\frac{1}{2}$ A) of the Southwest Quarter of the Southwest
Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-five (25); the Southeast Quarter of
the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Northeast Quarter of the Northwest
Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35); and the Northwest Quarter
of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36), all in
Township One Hundred Twenty-four (124) North, of Range Thirty (30) West.

To be paid for in cash upon delivery of deed.

0063 2080

FIFTH—That the sum for which said land so sold is not disproportionate to the value thereof, nor less than the value thereof as appraised by said appraisers appointed by this court to appraise the same, and that said sale was honestly and fairly made, and that said representative

was not a purchaser at said sale, and was not interested, directly or indirectly, in the purchase of said real estate at said sale thereof.

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

Dated at St. Cloud, Minnesota, this 21st day of June, 19 46.

[Signature]
Judge of Probate.

State of Minnesota,

County of _____

ss.

PROBATE COURT

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

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



_____ of the Probate Court.

File No. 13,388

State of Minnesota,

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Mathias Jonas

Order Confirming Private Sale.
Made Pursuant to License.

Office of Register of Deeds.

State of Minnesota.

County of _____

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

Register of Deeds.

By _____ Deputy.

Filed this 21st day of June, 19 46, and recorded in Book 90 of Orders, Page 275.

[Signature]
Clerk of Probate.

SECRETARY PRINTING COMPANY - ST. CLOUD, MINN.

State of Minnesota,

County of Stearns

ss.

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jonas, also known as
Math JonasDecedent - ~~ward~~Oath of Appraisers and Appraisal
of Lands Under Order for Sale.

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

ss.

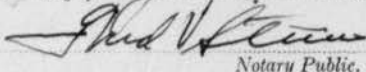
I, John A. Mesgher

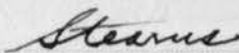
and I, Isidore Muggli

, do swear that I will faithfully and
justly perform all the duties of the office and trust which I now assume as appraiser of the lands of the above named
Mathias Jonas, also known as Math Jonas under and pursuant
to that certain order for sale of said lands at private sale, made by the above named Court on the 7th day
of September, 1945, and that I will appraise the said land described
in said order for sale at its true and full value, So Help Me God.

Subscribed and sworn to before me this

19 day of June, 1945


Notary Public.

 County, Minn.

My Commission Expires Nov 12 1948

APPRAISAL

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

Fred V. Stein to sell certain lands
belonging to the above named Mathias Jonas, also known as Math Jonas, dated
the 7th day of September, 1945, do hereby certify and report:

That we did first and before making said appraisal take and subscribe the foregoing oath as by law required
and thereafter did appraise at their true and full value in cash those certain tracts or parcels of land lying and being
in the County of Stearns State of Minnesota, described in said order for sale,
as follows, to-wit:

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section
Twenty-six (26), Township One Hundred Twenty-four (124), Range
Thirty (30) (homestead) \$ 7500 00

The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section
Twenty-six (26); The Southwest one half acre (SW $\frac{1}{4}$ Acre) of the
Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section
Twenty-five (25) The Southeast Quarter of the Northwest Quarter
(SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-five (35) and the Northwest Quarter
of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36),
all in Township One Hundred Twenty-four (124) North, of Range
Thirty West (30 W) \$ 5600 00

(over)

0063 2082

Also the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
of Section Thirty-five (35) in Township One Hundred Twenty-four
(124) North of Range Thirty (30) West-----

\$ 1500.00 ✓

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

Dated

June 19

19 46

Respectfully submitted,

John A. Messinger
Desidore Mugali
Appraisers.

File No. 13,388

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jones, also known as
Kath Jonas Decedent—Ward.

OATH OF APPRAISERS AND AP- PRaisal OF LANDS UNDER ORDER FOR SALE

Filed this 21st day of

June, 1946

Frank H. Hays
Probate Judge, Clerk

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jones, also known as

Math Jones

Decedent—~~Ward~~.

REPORT OF SALE OF LAND AT PRIVATE SALE UNDER ORDER FOR SALE

Your petitioner respectfully reports to the court his proceedings under that certain order for sale granted to him in the above entitled matter on the 7th day of September, 1945 to sell at private sale the lands of said Mathias Jones, also known as Math Jones hereinafter described, as follows, to-wit:

First—That before making sale of the real estate hereinafter described under said order for sale, he executed and filed in this court his bond required by the said order for sale.

Second—That before making sale of said real estate under said order for sale, he caused the same to be appraised by John A. Meagher and Isidore Muzali the appraisers appointed in said order for sale to appraise the same, and the appraisal thereof to be filed in this court (1)

Third—That on the 20th. day of June, 1946, he, pursuant to said order for sale, sold to Math Jones of Township of Collegeville, Stearns County, Minnesota the tract s or parcel s of land, described in said order for sale, and lying and being in the County of Stearns, State of Minnesota, described as follows, to-wit:

The South Half of the Southwest Quarter ($S\frac{1}{2} SW\frac{1}{4}$) of Section Twenty-six (26); The South Half of the Southeast Quarter ($S\frac{1}{2} SE\frac{1}{4}$) of Section Twenty-six (26); the Southwest One-Half acre ($SW\frac{1}{4}$ acre) of the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4} SW\frac{1}{4}$) of Section Twenty-five (25); The Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$) of Section Thirty-five (35); the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4} NW\frac{1}{4}$) of Section Thirty-six (36), and the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4} NW\frac{1}{4}$) of Section Thirty-five, all in Township One Hundred Twenty-four (124) North, of Range Thirty (30) West,

for the sum of Fourteen Thousand Six Hundred (\$14,600.00) Dollars

to be paid as follows, to-wit: Cash upon delivery of the deed.

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

WHEREFORE YOUR PETITIONER PRAYS, that the said sale..... of said real estate hereinbefore described be confirmed by this court; and that your petitioner..... be authorized and empowered to execute and deliver to the said purchaser..... thereof a good and sufficient Deed..... of conveyance thereof to said purchaser..... upon a compliance by..... him..... of the terms of said sale.
Dated June 20th., 19 46 *Fred V. Stein*
(Representative and Petitioner.)

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

Subscribed and sworn to before me this

20 day of June, 19 46

[Signature]
Notary Public.

[Signature]
County, Minn.

My Commission expires.....
F. E. STEIN
Notary Public, Stearns County, Minn., 19.....
My Commission Expires Dec. 12, 1948.

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

File No. 13, 368

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Mathias Jones, also known as
Math Jones Decedent—Ward

**Report of Sale of Land at Private
Sale Under Order for Sale**

Filed this 21st day of
June, A. D. 19 46

[Signature]
Probate Judge, Clerk.

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

File No. 13,388

Mathias Jonas, also known as
IN THE MATTER OF THE ESTATE OF Math Jonas, DECEASED

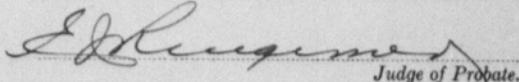
WHEREAS, It has been made to appear to the satisfaction of this Court that

Fred V. Stein

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

IT IS THEREFORE ORDERED AND DECREED, That said representative of said estate and the sureties on his bond, be, and they hereby are, forever discharged and released from all further duties and liabilities in the matter of said estate and of said trust.

Dated this 16th day of November A. D. 1946


Judge of Probate.

Stearns

County, Minn.

0063 2086

No. 13,388

In Probate Court

County of **Stearns**

IN THE MATTER OF THE ESTATE OF

Mathias Jonas,

Deceased.

**Order Discharging Executor or
Administrator and Sureties**

Filed this **16th** day of
November 19 **46**

Recorded in book **75** of orders at
page **631**

Frank H. Jones
Clerk ~~in~~ of Probate.

1802 6900
0063 2087

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT.

In the Matter of the Estate of
Mathias Jonas, also known as
Math Jonas,

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 25th day of October, 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, Esc., 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 26th day of September, 1946, 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	\$ 10216.05
Personal estate omitted from the inventory	\$
Gain by sales above appraised value	\$
Cash from sales of real estate	\$ 14600.00
Cash from rent of real estate	\$
Cash from interest and profits	\$ 142.30
Cash from other sources	\$
	\$
	\$
Total receipts from all sources	\$ 24958.35

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	\$ 335.00
Maintenance of family of decedent	\$ 173.50
Expenses of administration	\$ 1796.58
Expenses of last sickness	\$
Funeral expenses	\$
Taxes	\$ 558.03
Claims of creditors of decedent	\$ 7156.00
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$ 14939.26
Total credits	\$ 24958.35

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 25th, 1946

By the Court

[Signature]
Probate Judge.

No. 13,398

State of Minnesota,

County of Stearns

PROBATE COURT.

In the Matter of the Estate of

Mathias Jones

Decedent

Order Allowing Final Account.

Filed this 25th day of
October, 1946, and
recorded in Book No. 24 of Orders,
on Page 375

[Signature]
Clerk of Probate.

No. 11648

State of Minnesota,

Stearns

County of

IN PROBATE COURT

File No. 13,386

In the Matter of the Estate of
Mathias Jonas, also known as
Math Jonas,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 25th day of October, 1946, 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 in testate on the 26th day of October, 1937, 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 \$ 14939.26 comprising the following items:

Cash.

(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 heirs at law

of said decedent, and are all

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

Johanna Jonas, surviving spouse, and Clara Brunner, Hildegard Jonas, Eleanora ~~Winnipeg~~ Koshloul, Joseph Jonas, Sister M. Gerard, O.S.B., Jacob Jonas, Joan Tomaseaski, Nick Jonas, Math Jonas, Sylvester Jonas, George Jonas and John Jonas, children of said decedent.

Sister M. Gerard, O. S. B., assigned the sum of \$206.00 out of her share to Joan Tomaseaski by an instrument filed in this court.

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 Johanna Jonas, surviving spouse, the sum of \$4979.74; to each of Clara Brunner, Hildegard Jonas, Eleanora Koshloul, Joseph Jonas, Jacob Jonas, Nick Jonas, Math Jonas, Sylvester Jonas, George Jonas and John Jonas, the sum of \$829.96; to Sister M. Gerard, O. S. B. the sum of \$629.96, and to Joan Romaseaski the sum of \$1029.96, absolutely.

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, as their heirs and assigns; without prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them, heretofore made.

Dated at St., Cloud, Minnesota, this 25th day of October, 19 46

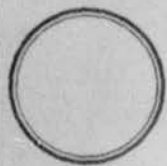


[Signature]
Probate Judge.

State of Minnesota, } ss.
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, 339
State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of
Mathias Jones Deceased.

Final Decree of Distribution

Office of Registrar 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 25th day of October,
19 46, and recorded in Book 73
of Deeds, page 210
[Signature]
Judge - Clerk of Probate Court.
No. 35817

State of Minnesota, } ss.
County of Stearns }

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

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 Townships of Lake Henry and Spring Hill in the County of Stearns State of Minnesota, and ^{are} ~~is~~ an adult ^{are} ~~am~~ interested in the estate of decedent in this, to-wit: as heirs-at-law and as executors named in the will of decedent.

SECOND—That said decedent was born in the County of Stearns and State of Minnesota and died at Richmond County of Stearns, State of Minnesota, on the 26th day of August, 1944, aged 78 years and was at the time of her death a native of Stearns County, Minnesota, U.S.A. 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 her death consisted of personal property of the estimated value of \$ divided as follows:

- | | |
|--------------------------------|--|
| 1. Household goods, - \$ 50.00 | 2. Wearing apparel, - - \$ None of value |
| 3. Stock, - - - \$ None | 4. Notes, bonds, etc., - - \$ 32,238.00 |
| 5. Miscellaneous, - \$ | 6. \$ |

That said estate also included real estate of the estimated worth and probable value of \$ 7000.00 situated all in said County of Stearns State of Minnesota, to-wit:

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

A. City Property

\$ 2500.00

(Give Area)

(or)

B. Rural Property 290

\$ 4500.00

(Give Area)

2. Real Estate other than Homestead:

A. City Property

Lots without Buildings

\$

City Property

Lots with Buildings

\$

B. Rural Property 290

Acres improved land

\$ 4500.00

Rural Property

Acres unimproved land

\$

FIFTH—That the probable amount of debts of decedent is \$ 600.00, consisting of

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

[illegible]

SEVENTH—That Daniel Spanier and John Spanier whose Post Office address is Belgrade R. 2, and Regal, Minn., respectively ~~are~~^{xx} named in said Will as execut~~ors~~^{or s} thereof and ~~are~~^{xx} suitable and competent person~~s~~^s to be execut~~ors~~^{or s} of said Will.

WHEREFORE, Your petitioner prays that said last Will and Testament be allowed and admitted to probate; and that said Daniel Spanier and John Spanier be appointed execut^{OR}~~ORS~~ thereof; and that, upon due qualification as provided by law, letters testamentary be issued to the said Daniel Spanier and John Spanier

Dated September 11, 1944

State of Minnesota.

County of _____ Stearns

22

Daniel Spanier and John Spanier

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

Subscribed and sworn to before me this 11th
day of September, 1944

day of 1 September 1944

William A. Boerger

Notary Public.....Stearns.....County, Minnesota.

My Commission expires March 21, 1948

State of Minnesota,

County of _____ Stearns

IN PROBATE COURT

In the Matter of the Estate of

Frances Spanier

Decedent.

Petition for Allowance and Probate of Will

Selection of Newspaper

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

St. Cloud Times

Have insert name of newspaper)

William A. Boerger

(Sign your name here)

Filed this 11th day of

September 1944

Frank Herzog
Clark - Products, Inc.

Clerk—Probate Judge.

No. 3974

13.389

STATE OF MINNESOTA

COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF FRANCES SPANIER, DECEDENT.

AFFIDAVIT OF MAILING NOTICE OF ORDER
FOR HEARING.

STATE OF MINNESOTA
COUNTY OF STEARNS

ORDER FOR HEARING ON PETITION
FOR PROBATE OF WILL, LIMITING
TIME TO FILE CLAIMS AND
FOR HEARING THEREON
STATE OF MINNESOTA, County of
Stearns—ss. In Probate Court, File
No. 13,389.
In Re Estate of Frances Spanier, De-
cedent.
Daniel Spanier and John Spanier
having filed a petition for the probate
of the Will of said decedent and for
the appointment of Daniel Spanier
and John Spanier 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 6th day
of October, 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, January 12th, 1945, 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, and by mailed
notice as provided by law.
Dated September 11th, 1944.
(Probate Court Seal)

E. J. RUDGEMER,
Probate Judge.

WILLIAM A. BOERGER, Esq.,
Attorney for Petitioner,
St. Cloud, Minnesota.
Pub. Sept. 14-21-28, 1944.

Herbert Spanier, R.F.D. #, Paynesville, Minnesota;
Mrs. Anna Willenbring, R.F.D. #1, Richmond, Minnesota.
Daniel Spanier, R.F.D. #2, Belgrade, Minnesota.

William A. Boerger, being first duly
sworn, deposes and says that, on the 18th
day of September, 1944, at the City of St.
Cloud, State and County aforesaid, he mailed
a true and correct copy of the notice hereto
attached in the above entitled matter to the
State Commissioner of Taxation at his office
in the City of St. Paul, Minn., and one
copy to each of the heirs-at-law of the de-
cedent at their last known address, after
due diligence in ascertaining the correct-
ness of said addresses, by enclosing the
same in a sealed envelope and depositing
same in the U.S. Mails at the City of St.
Cloud, addressed to the following named per-
sons, to-wit:

State Com'r of Tax'n, St. Paul, Minnesota;
Lann, Richmond, Minnesota;
Minnesota;

4, Paynesville, Minnesota;

in, Minnesota;

4, Paynesville, Minnesota;

Herbert Spanier, R.F.D. #, Paynesville, Minnesota;

Mrs. Anna Willenbring, R.F.D. #1, Richmond, Minnesota.

Daniel Spanier, R.F.D. #2, Belgrade, Minnesota.

Sworn to and subscribed before
me this 18th day of Sept., 1944.

Margaret Kurkowski

MARGARET KURKOWSKI
Deputy Registrar of Deeds
STEARNS COUNTY, MINN.

File No. 13,389

STATE OF MINNESOTA
COUNTY OF STEARNS, ss

IN THE MATTER OF THE ESTATE OF
FRANCES SPANIER, DECEDENT.

AFFIDAVIT OF MAILING NOTICE OF
ORDER FOR HEARING.

(Will)

FILED THIS 19th DAY
OF Sept. A.D. 1944
Hank H. Hargrove
Clerk of Probate

2097 2094 00

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

STATE OF MINNESOTA, County of
Stearns--ss. In Probate Court. File
No. 13,389.

In Re Estate of Frances Spanier, De-
cedent.

Daniel Spanier and John Spanier
having filed a petition for the probate
of the Will of said decedent and for
the appointment of Daniel Spanier
and John Spanier 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 6th day
of October, 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, January 12th, 1945, 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, and by mailed
notice as provided by law.

Dated September 11th, 1944.
(Probate Court Seal)

E. J. RUEDEMGER,
Probate Judge.

WILLIAM A. BOERGER, Esq.,
Attorney for Petitioner.

St. Cloud, Minnesota.
Pub. Sept. 14-21-28, 1944

STATE OF MINNESOTA, } ss
COUNTY OF STEARNS }

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

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

hereinafter described,

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

That the **Order For Hearing On Petition For Probate
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 3 successive weeks; that it was
first so published on **Thursday** the **14th** day of **Sept.** 19**44**;
and thereafter on **Thursday** of each week to and including the **28th**.
day of **Sept.** 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 **28th.** day of **Sept.** 19**44**

Notary public Stearns County, Minnesota.

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

0064 2098

13.389

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

Of Order For Hearing On
Petition For Probate Of
Will

Estate of Frances Spanier,
Decedent

FILED THIS 30th DAY
OF Sept. A.D. 1944
Frank Nezyg
Clerk of Probate

8602 1990

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT

In the Matter of the Estate of Frances Spanier Deceased.

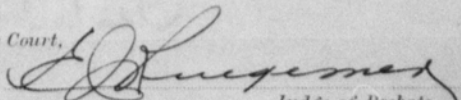
THE LAST WILL AND TESTAMENT of said deceased having been this day admitted to probate by this Court, and Daniel Spanier and John Spanier named as execut ors of said Will, having applied for Letters Testamentary thereon:

IT IS ORDERED, That the said Daniel Spanier and John Spanier give bonds to the Judge of this Court in the sum of Twelve Thousand and no/100 (\$12,000.00) 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 m be to them issued.

Dated at St. Cloud, Minnesota, the 6th day of October, A. D. 1944

By the Court,


Judge of Probate.

Attorney for Petitioner.

0064 2100

No. 13,389

IN PROBATE COURT

County of Stearns

In the Matter of the Estate of

Frances Spanier

Deceased.

ORDER FOR EXECUTOR'S BOND

Filed this 6th day of

October A. D. 19 44, and

recorded in Book of Orders, on

page

Frank Herzog
Clerk—~~Prothon~~ of Probate.

10124960

State of Minnesota, }
County of Stearns } ss.

IN PROBATE COURT.

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

Frances Spanier

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 27th day of January A. D. 1943, and purporting to be the Last Will and Testament of

Frances Spanier

of the County

of Stearns and State of Minnesota now here presented for probate; that this affiant, the said William A. Boerger knew

and was well acquainted with the said Decedent, in her lifetime and at the time of her death, that on the day and date of said instrument, to-wit, the 27th day of January

A. D. 1944, the said instrument was signed, sealed, executed and then and there acknowledged, published and declared by the said decedent, to be her Last Will and Testament in the presence of deponent and of

Marian Sullivan

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

Marian Sullivan

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

6th day of October A. D. 1944

J. H. McGuire
Judge of Probate.

William A. Boerger

No. 13,389

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE LAST WILL AND
TESTAMENT OF

Frances Spanier
Decedent.

TESTIMONY OF

William A. Berger
Subscribing Witness to Will.

Taken, sworn, subscribed and filed this

6th

day of

October

19 44

Frank Veroy
Clerk ~~Judge~~ of Probate.

No. 3545*

2024 2 103

LAST WILL AND TESTAMENT.

IN THE NAME OF GOD, AMEN

I, Frances Spanier, of the Village of Richmond, in the County of Stearns and State of Minnesota, being of sound mind and memory, and considering the uncertainties of this frail and transitory life, do therefore make, publish and declare this to be my last Will and Testament.

FIRST. I order and direct that my executors hereinafter named shall pay all my just debts and funeral expenses as soon after my death as conveniently may be.

SECOND. After the payment of my said debts and funeral expenses I give, devise and bequeath to my executors hereinafter named the sum of One Hundred Dollars (\$100.00) to be by them expended for Holy Masses for the repose of my soul and the soul of my deceased husband, Math J. Spanier. And I give, devise and bequeath to them the further sum of Twenty-five Dollars (\$25.00) to be by them expended for the support of some mission, or missions, to be by them selected and determined.

THIRD. I give devise and bequeath my farm of one hundred sixty acres in the township of Lake Henry, being the Northeast Quarter (NE $\frac{1}{4}$) of Section Twelve (12) thereof, to my son Adam Spanier, for his sole use and benefit during the term of his natural life, and after his death to my heirs hereinafter named, share and share alike.

Provided, However, That if my son Herbert Spanier shall, within one year of my death, declare by an instrument in writing and filed in the Probate Court in which my estate shall be probated, his willingness to buy the said farm, then it shall be sold to him at the price of Forty-five Dollars (\$45.00) per acre, no more and no less, and the money so paid for the said farm shall become and constitute a fund the income of which shall be paid to my said son Adam Spanier for and during the term of his natural life, and after his death the principal shall be paid to my aforesaid heirs, share and share alike.

To insure the proper observance of the foregoing bequests I hereby constitute, make and appoint my son Fred Spanier as testamentary guardian of my said son Adam Spanier, who shall administer the said funds and incomes either as continuing guardian in Probate Court, or as trustee in a trust to be created and established in District Court as it shall appear. But all moneys accruing to the benefit of the said Adam Spanier shall be paid to him without limitations or restrictions, unless it shall appear that the said Adam Spanier be found no longer able to properly manage his said funds, in which case the necessary steps for full guardianship shall be taken in the proper Court.

FOURTH. I give, devise and bequeath my ice box (or refrigerator) to my daughter Mrs. Anna Willenbring; and my glass cupboard, with its contents, to my daughter Mrs. Frances Braegelmann.

FIFTH. All the rest, residue and remainder of my property, of every kind and description, and wherever the same may be situated, I give, devise and bequeath, share and share alike to my children, Frances Braegelman; Daniel Spanier; John Spanier; Fred Spanier; Alfred Spanier; Herbert Spanier, and Anna Willenbring.

SIXTH. I hereby fully authorize and empower my executors hereinafter named, for me and in my stead, to sell all of my real estate, and give the necessary deeds of conveyance therefor, including the farm hereinbefore bequeathed to my son Adam Spanier, without further leave of the Court to make said sales.

LASTLY. I make, constitute and appoint my sons Daniel Spanier and John Spanier 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 this 27th day of January, in the Year One Thousand Nine Hundred Forty-three (1943)

Frances Spanier

THE FOREGOING INSTRUMENT Was, on the day of the date thereof, signed by the testatrix, Mrs. Frances Spanier, and declared to be her last Will and Testament, in our presence, who, at her request, have signed the same as witnesses thereto in her presence and in the presence of each other.

William A. Berger residing at St. Cloud, Minnesota

Marian Sullivan residing at 419 E. St. Germain St. Cloud, Minn.

State of Minnesota,

County of

Stearns**IN PROBATE COURT**
CERTIFICATE OF PROBATE.In the Matter of the Estate of **Frances Spanier** Decedent

Be it Remembered, That on the day of the date hereof at a **Special** Term
of said Probate Court, pursuant to the notice duly given, the last will and testament of

Frances Spanier Decedent, late of said County of **Stearns**
bearing date the **27th** day of **January** 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 Testa-
ment of said **Frances Spanier**

deceased, which said last Will and Testament is recorded and the examination taken thereon filed in this office.

In Testimony Whereof, The Judge of the Probate Court of

said County has hereunto set his hand and affixed the seal

of said Court at **St. Cloud** in said County,

this **6th** day of **October** 19**44**

Alfred J. Hughes
Judge of Probate.



State of Minnesota,
County of Stearns }

PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Frances Spanier
Decedent.

Certificate of Probate of Will

Filed this 6th day of
October 19 44, and recorded,

together with the will attached in Book

of Records of Wills, Page 570

Frank Hergog

Clerk ~~minn~~ of Probate.

9012 4900
0064 2106

State of Minnesota,
County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Frances Spanier

Decedent

Order Admitting Will to Probate

The above entitled matter came on to be heard on the 6th day of October 19 44

upon the petition of Daniel Spanier and John Spanier
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 11th day of September 19 44, has
been duly served and published as directed therein and required by law.

SECOND—That said decedent died on the 27th day of August 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.

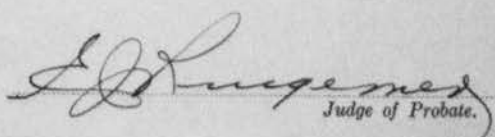
THIRD—That the subscribing witness to said purported last will and testament of said decedent, to-wit:
William A. Boerger

was 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 October 6th, 19 44.


Judge of Probate.

State of Minnesota, }
County of Stearns }
PROBATE COURT

IN THE MATTER OF THE ESTATE OF
Frances Spanier
Decedent.

Order Admitting Will to Probate

Filed this 6th day of
October 19 44, and recorded
in Book " 80 " of Orders, Page 602
1 Frank H. Hays
Clerk of Probate.

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

Decedent.

LETTERS TESTAMENTARY

To Daniel Spanier and John Spanier

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

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

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

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

Witness, The Judge of this Court, and the seal thereof, this 10th day of

October, 19 44

[Signature]
Probate Judge.



State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

LETTERS TESTAMENTARY
(LONG FORM)

Filed this 10th day of
October, 1944, and Recorded
in Book "X" of Letters, Page 202.

Frank Perry
Clerk of Probate Court.

State of Minnesota.

County of

IN PROBATE COURT

ss.

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

WITNESS, my hand and seal of said Court, at

day of

, A. D. 19

this

Probate Judge.

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT.

In the Matter of the Estate of

Frances Spanier

BOND

Know All Men by these Presents, That we Daniel Spanier and John Spanier

of the Townships of Spring Hill and Lake Henry, respectively

in the County of Stearns

State of Minnesota, as principal, and

Fred Spanier, Alfred Spanier and Herbert Spanier

of said County and State,

all heirs of the above named decedent, as sureties, are held and firmly bound to Loh. E. J. Ruegger

Judge of Probate of the County of Stearns

Minnesota, in the sum of

Twelve Thousand (\$12,000.00) 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 Daniel Spanier and John Spanier

, who has been appointed representative of the

estate of the above named Frances Spanier 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 6th day of October, A. D. 1944

Signed, Sealed and Delivered in Presence of

[Signature]
H. G. Peltner

Daniel Spanier (SEAL)
John Spanier (SEAL)
Fred Spanier (SEAL)
Alfred Spanier (SEAL)
Herbert Spanier (SEAL)

ACKNOWLEDGMENT

State of Minnesota, } ss.
County of Stearns

Be It Known, That on this 7th day of October, A. D. 1944

personally appeared before me Daniel Spanier, John Spanier, Fred Spanier, Alfred Spanier and Herbert Spanier, all heirs of the above named decedent

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.

T. G. Wurst

Notary Public.

My Commission Expires August 23rd, 1950.

Stearns

County, Minn.

JUSTIFICATION

State of Minnesota, }

County of Stearns }

Fred Spanier of Township of St. Martin, Stearns Co., Minn.
 Alfred Spanier of Township of Lake Henry, Stearns Co., Minn.
 and Herbert Spanier of Township of Lake Henry, Stearns County, 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 \$ 8000.00 specified in the foregoing bond above his debts and liabilities and exclusive of his property exempt from execution.

Fred Spanier
Alfred Spanier
Herbert Spanier

Subscribed and sworn to before me this 7th day of October, 1944.

T. G. Warst
 Notary Public, Stearns

County, Minnesota.

My Commission Expires August 23rd, 1950.

APPROVAL

I do hereby approve the within Bond, this 10th day of October, A. D. 1944

(Court Seal)

T. G. Warst
 Judge of Probate.

OATH

State of Minnesota, }

County of Stearns }

I, Daniel Spanier and I, John Spanier
 do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative of the estate of Frances Spanier to the best of my ability. So help me God.

Subscribed and sworn to before me this 7th day of October, A. D. 1944

T. G. Warst Notary Public.

My Commission Expires August 23rd, 1950 Stearns County, Minn.

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

Decedent

BOND AND OATH OF
REPRESENTATIVE

Filed this 10th day of
 October 1944

and said Bond recorded in Book

of Bonds, page 229 of Probate
 Records.

T. G. Warst
 Clerk - Judge of Probate.

State of Minnesota,
County of Stearns } ss.

IN PROBATE COURT
File No. 13,389

IN THE MATTER OF THE ESTATE OF

Frances Spanier

Decedent.

Order Appointing Appraisers

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

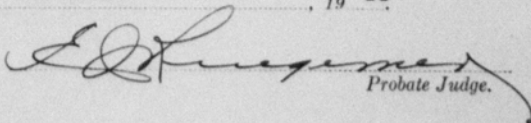
It is ordered that Henry Koetter and

Jacob Kraemer

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

Dated this 16th day of November, 19 44.

(PROBATE COURT SEAL)


Probate Judge.

0064 2113

No. 13,389

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frankes Spanier

Decedent

Order Appointing Appraisers

Filed November 16th, 19 44

Frank Herzog
Probate ~~Judge~~ Clerk.

4112 1900

State of Minnesota,

IN PROBATE COURT

County of Stearns

File No. 13,389

In the Matter of the Estate of

INVENTORY AND APPRAISAL

Frances Spanier

Decedent.

Date of Death August 27th, 1944

OATH OF APPRAISERS

State of Minnesota,

County of Stearns

I, Henry Kottler, and

I, Jacob Kramer,

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

Frances Spanier

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

Subscribed and sworn to before me this

16th

day of November, 1944

Notary Public, *Shirley A. Boeger* County, Minn.

My commission expires March 21, 1948

(SEAL)

INVENTORY AND APPRAISAL

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

That the following is a true and correct inventory of all the property of the above named estate, both real and personal, which has come into 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:

	Specify Encumbrances and Respective Amounts	Net Value Over Encumbrances
(a) The homestead of decedent, being in the County of Stearns, State of Minnesota, consisting of three lots one acre area described as follows, to-wit: (give acreage) Lots numbered One (1), Two (2) and Three (3), and the West thirty-two (32) feet of Lot numbered Eleven (11) in Block numbered Twenty-two (22) of Bruning's Addition to the Townsite (now Village) of Richmond	None	\$2500.00
(b) All other real estate of decedent being in the County of Stearns, State of Minnesota, described as follows, to-wit: The Northeast Quarter of Section numbered Twelve (12); also the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section numbered Four (4) and the North one (1) rod of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section numbered Four (4) in Township One Hundred Twenty-three (123) North, of Range Thirty-three (33) West	None	\$300.00
Also the East twenty-six and two-thirds (26-2/3) rods of the North three-fourths (3/4) of the Northwest Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of Section numbered Twenty-five (25) in Township One Hundred Twenty-four (124) North, of Range Thirty-four (34) West containing ten (10) acres more or less according to the Government survey thereof	None	\$200.00
Also a tract of land in the County of Mahanomen and State of Minnesota described as follows: The West Half of the Southeast Quarter (W 1/2 SE 1/4) of Section numbered Thirty-four (34) in Township One Hundred Forty-four (144), Range Forty-one (41)	None	\$200.00

FORWARDED

0064 2115

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 \$390.00, executed March 3rd, 1941 by Edward L. Wurst			\$ <i>more Value</i>
Note for \$425.00 executed December 18, 1942 by Daniel and Margaret Spanier			\$ 425.00
Note for \$300.00 executed Dec. 28, 1942, by Daniel and Margaret Spanier			\$ 300.00
Note for \$300.00 executed March 1st, 1943 by Daniel and Margaret Spanier			\$ 300.00
Note for \$700.00 executed Jan. 15, 1943 by John N. and Lena Stang			\$ 700.00
Note for \$500.00 executed July 10, 1943 by Daniel and Margaret Spanier			\$ 500.00
Note for \$1000.00 executed May 22nd, 1943 by John and Helen Spanier			\$ 1000.00
Note for \$2895.00 executed Dec. 18, 1942 by Hubert and Erma Spanier			\$ 2895.00
Note for \$6083.00 executed Dec. 18, 1943 by Alfred & and Lidwina Spanier			\$ 6083.00
Note for \$500.00 executed April 20th, 1944 by Alfred Spanier			\$ 500.00
Note for \$400.00 executed Dec. 18, 1942, by Henry C & Francisca Braegelmann			\$ 400.00
Note for \$2150.00 executed Dec. 18, 1942 by John and Helen Spanier			\$ 2150.00
Note for \$5425.00 executed Dec. 18, 1942 by Math & Anna Willenbring			\$ 5425.00
Note for \$3000.00 executed June 18, 1943 by Fred & Agnes Spanier			\$ 3000.00
all the foregoing notes are due in 1 year from date.			
Total Value of Mortgages, Bonds, Notes, etc.			\$ 28538.00

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
Certificate of Deposit No 14259 State Bank of Greenwald \$100.00		\$ 100.00
Certificate of Deposit No 23112 State Bank of Richmond \$300.00		\$ 300.00
Certificate of Deposit No 14189 State Bank of Greenwald \$1100.00		\$ 1100.00
Certificate of Deposit No. 14200 State Bank of Greenwald \$285.00		\$ 285.00
Certificate of Deposit No. 14202 State Bank of Greenwald \$550.00		\$ 550.00
U. S. Savings Bond No C14222099, Series G, 100.00		\$ 100.00
" " " " No. C22442289 Series G, 100.00		\$ 100.00
" " " " No. C22442279 Series G, 100.00		\$ 100.00
Total Value of All Other Personal Property		\$ 2635.00

SUMMARY

The total value of all the real estate of decedent, as valued by the appraisers herein, is - \$ 7200.00
 The total value of all the personal property of decedent, as valued by the appraisers herein, is \$ 31,173.00
 The total value of the entire estate of decedent, as valued by the appraisers herein, is - \$ 38373.00

Respectfully submitted,

Dora Spanier
John Spanier

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.

Daniel Spanier and John Spanier

being duly sworn, on oath say that they are the representative 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

16th

day of

November

A. D. 1944

Notary Public,

Stearns

County, Minn.

My commission expires

March 21

1948

Dan Spanier

John Spanier

Representative

CERTIFICATE OF APPRAISERS

State of Minnesota.

County of Stearns

We, the undersigned appraisers, duly appointed by the

Probate Court of Stearns County

County, Minnesota, to appraise the estate of

Frances Spanier

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

16th

day of

November

A. D. 1944

Henry Kautler

Jacob S. Kraemer

Appraisers.

File No. 13,329

State of Minnesota.

County of Stearns

PROBATE COURT

In the Matter of the Estate of

Frances Spanier

Decedent.

Inventory and Appraisal

Total Personal - \$31,173.00 ✓

Total Real Estate - \$7200.00 ✓

Total Appraisal - \$38,373.00 ✓

Due service of the within inventory and

appraisal is hereby admitted this

day of 19

Deputy-Treasurer of

County, Minnesota.

Filed this 17th day of

November, A. D. 1944

Frank R. Meyer

Probate Judge-Clerk

Attorney.

No. 3387

STATE OF MINNESOTA

County of Stearns

IN PROBATE COURT

In the Matter of the Estate of

Frances Spanier

Decedent

INHERITANCE TAX RETURN

Date of death August 27th, 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) Dan Spanier

(Address) Belgrade No 3

Subscribed and sworn to before me this

16th

day of

November

, 1944.

William A. Boerger

Signature John Spanier

Address Regal

WILLIAM A. BOERGER

Notary Public, Stearns County, Minn.

My Commission Expires March 21-1948

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. 13,389

STATE OF MINNESOTA

County of Stearns

Re: Estate of

Frances Spanier
Decedent.

INHERITANCE TAX RETURN

Filed

November 17-1944

Frank Alexander

Clerk of Probate Court.

William A. Boerger

Name 808 South Court Square

Address St. Cloud, Minnesota

Attorney.

0069 2122

IN THE MATTER OF THE ESTATE OF FRANCES SPANIER, DECEASED.

PARTIAL ACCOUNT AND PETITION PRAYING FOR LEAVE TO MAKE
PARTIAL DISTRIBUTION OF PERSONAL PROPERTY.

To the Honorable E.J. Ruegemer,
Judge of the Above Named Court:

Your petitioners, Daniel Spanier and John Spanier, report and show to the Court as follows:

First, That they are the duly appointed, qualified and acting representatives of above named estate;

Second, That they have paid all the expenses of the last illness, funeral expenses and legacies provided for in the will of the decedent, as will hereinafter more specifically appear; and have in all things thus far complied with the orders of the Court and with the law relating thereto;

Third, That they hereby render a partial account of their said administration, and petition for a partial distribution of the personal property, as follows:

RECEIPTS:

Personal property described in the inventory-----	\$31,173.00 ✓
Personal property omitted from the inventory-----	1,000.00
Cash from sale of real estate-----	3,700.00
Cash from rent of real estate-----	337.21
Cash from interest and profits-----	89.31
Cash from other sources-----	45.45
Total receipts-----	\$36,344.97

DISBURSEMENTS:

Error in inventory (Note from John & Helen Spanier)---\$	25.00
Loss from personal property, less than appraised valuation (from U.S. Bonds)-----	8.15
Cash paid for publication of orders-----	7.20 R
Repairs to real estate-----	5.00 R
Cash paid for insurance-----	8.40 R
Expenses of the representatives-----	52.64 R
Compensation of representatives-----	400.00 R
Paid to attorney (partial)-----	75.00 R
Cash paid for medical attendance-----	13.00 R
Cash paid for medicines and nursing-----	16.09 R
Cash paid for undertaker-----	385.00 R
Cash paid sexton-----	7.00 R
Cash paid for meals at wake-----	32.20 R
Cash paid for burial service-----	41.00 R
Cash paid for marker on grave-----	5.00 R
Personal property tax-----	.88 R
Real property tax-----	241.89 R
Legacy for Masses-----	100.00 R
Legacy for Missions-----	25.00 R
Total disbursements-----	\$ 1,448.45

RECAPITULATION:

Total receipts-----	\$36,344.97
Total disbursements-----	1,448.45
Residue-----	\$34,896.52

Fourth. That the personal property constituting the said residue consists of notes owing by the heirs in the sum of \$27,913.00 and cash in the sum of \$5,691.52; that the heirs have agreed among themselves to accept mutual and reciprocal notes if the amounts over and above their respective obligations can not be paid in cash, and that they will execute and file receipts for the full amount thus received from the representatives, whether in cash or notes returned;

Fifth. That the estate can not well be closed at this time because there is an unsold 80-acre tract of land in the County of Mahnomen belonging to the estate and which the representatives believe can be disposed of within a reasonable time at a fair figure; also there is the proceeds of the farm in Lake Henry Township, the income of which is left to Adam Spanier, an incompetent son under guardianship, under the will of the decedent, and after his death to the other heirs, which can not be assigned at this time.

Sixth. That if a partial distribution of the sum of \$33,950.00 is made it will enable the several heirs to extinguish their several obligations without inconvenience to themselves, and will still leave a substantial cash balance in the hands of the representatives to continue the administration and carry the same to completion.

WHEREFORE Your petitioners pray that this, their partial account, be settled and allowed as of the date hereof; that the Court set a date for the hearing thereof, and that upon such hearing the Court make its order granting leave to these representatives to make distribution of the aforesaid sum of \$33,950.00, being the sum of \$4850.00 to each of the following, to-wit: Mrs. Frances Braegelmann; Daniel Spanier; John Spanier; Fred Spanier; Alfred Spanier; Herbert Spanier, and Mrs. Anna Willenbring, they being the residuary legatees named in the will of the decedent, and thereto entitled.

Respectfully submitted, this 13th day of June, 1945.

Daniel Spanier
John Spanier
Petitioners.

STATE OF MINNESOTA ss
COUNTY OF STEARNS

Daniel Spanier and John Spanier, being first duly sworn, upon oath each for himself says that they are the persons who make the foregoing petition; that they have read the same and know the contents thereof; that the same is true of their own knowledge except as to matters therein stated on information and belief; and as to such matters they believe it to be true.

Daniel Spanier
John Spanier

Sworn to and subscribed before
me this 13th day of June, 1945.

William A. Boergert
William A. Boergert,

Notary Public, Stearns County, Minn.;
My Commission expires March 21, 1948

File No. 13,389

STATE OF MINNESOTA ss
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
FRANCES SPANIER, DECEASED.

PARTIAL ACCOUNT AND PETITION
PRAYING FOR LEAVE TO MAKE PAR-
TIAL DISTRIBUTION OF PERSONAL
PROPERTY.

FILED THIS 19th DAY
OF June A.D. 1945
Frank N. Noy
Clerk of Probate

52124900

IN PROBATE COURT.

ORDER ALLOWING PARTIAL ACCOUNT
AND FOR PARTIAL DISTRIBUTION.

The above entitled matter came on to be heard on the 13th day of July, 1945, upon the petition of the representatives of the above named estate praying for the allowance of their partial account and for partial distribution of the residue of said estate.

The representatives appeared in person and by their 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 on said petition has been given and required by law by the publication of the order of this Court, for said hearing, dated the 19th day of June, 1945, in the St. Cloud Daily Times, proof of the publication of said notice of hearing and service by mail having been filed in this court.

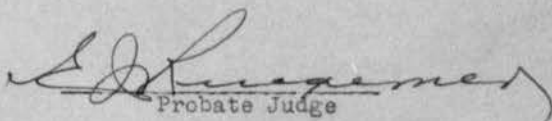
Second - That the said partial account set forth in said petition has been examined and settled by the Court, and is hereby found to be correct, said account showing total receipts in the sum of \$36,344.97, disbursements of \$1,448.45, leaving a balance of \$34,806.52, consisting of notes owing by heirs in the sum of \$27,913.00 and cash in the sum of \$6,893.52.

IT IS THEREFORE ORDERED, that said account be, and the same is hereby allowed as and for the partial account of the representatives of said estate.

IT IS FURTHER ORDERED, That said representatives be, and they hereby are, authorized to distribute the sum of \$33,950.00, comprising all of the notes of the heirs and the sum of \$6037.00 in cash, and being the sum of \$4050.00 to each of the following residuary devisees: Frances Braegelmann, Daniel Spanier, John Spanier, Fred Spanier, Alfred Spanier, Herbert Spanier and Anna Willenbring, children of said decedent.

Dated at St. Cloud, Minnesota, this 13th day of July, 1945.

By the Court:


Probate Judge

13,389

STATE OF MINNESOTA
COUNTY OF STEARNS
IN PROBATE COURT.

IN THE MATTER OF THE ESTATE
OF
FRANCES SPANIER, DEC'D.

ORDER ALLOWING PARTIAL ACCOUNT
AND FOR PARTIAL DISTRIBUTION.

Filed this 13th day of
July, 1945, and recorded in
Book....*13*...on Page..*539*...
thereof.

Frank Herzog
Clerk of Probate

82124900
0064 2128

State of Minnesota, }
COUNTY OF Stearns } ss. IN PROBATE COURT
Order Discharging Representative

IN THE MATTER OF THE ESTATE OF Frances Spanier DECEASED

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

Daniel Spanier and John Spanier

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

IT IS THEREFORE, ORDERED AND DECREED, That said representative of said estate and the sureties on ~~x~~ 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 10th day of January, A. D. 1950.

Earl J. Inging Probate Judge.

In Probate Court,

County of Stearns

IN THE MATTER OF THE ESTATE OF

Frances Spanier,
Deceased.ORDER DISCHARGING
EXECUTOR OR ADMINISTRATORFiled this 10th day ofJanuary, 19 50Recorded in Book 97 of OrdersPage 174Hank VernoProbate ~~Judge~~
Clerk.

IN THE MATTER OF THE ESTATE OF FRANCES SPANIER, DECEASED.

FINAL ACCOUNT AND PETITION FOR SETTLEMENT.

To the Honorable Earl J. Meinz,
Judge of the Above Named Court:

Your petitioners, Daniel Spanier and John Spanier, respectfully report and show to the Court as follows:

First. That they are the duly appointed, qualified and acting representatives of the above named estate;

Second. That on the 13th day of June, 1945, they filed a partial account of their administration, together with a petition for leave to make a partial distribution of the personal property then accumulated, which said report and account was approved by the Court and leave granted as therein prayed for

Third. That pursuant to, and in accordance with the order of the Court, the petitioners made partial distribution in the sums as will hereinafter more specifically appear;

Fourth. That by the said petition and account it was shown that the expenses of administration then accrued, the funeral expenses, expenses of the last sickness, taxes, and specific legacies under the terms of the will were all paid and properly discharged;

Fifth. That since the said partial account the real estate remaining in the estate has all been sold, and that therefore the representatives herewith render their final account of their said administration, which is as follows, to-wit:

RECEIPTS SINCE PARTIAL DISTRIBUTION WAS MADE.

Cash in hands of representatives on date of order for partial distribution-----	\$34,896.52
Received from sale of land-----	1,172.16
Total-----	\$36,068.68

DISBURSEMENTS.

Paid to Heirs under Partial Distribution:

Frances Braegelmann-----	\$4,850.00 R
Daniel Spanier-----	4,850.00 R
John Spanier-----	4,850.00 R
Fred Spanier-----	4,850.00 R
Alfred Spanier-----	4,850.00 R
Herbert Spanier-----	4,850.00 R
Anna Willenbring-----	4,850.00 R
Total distributed-----	\$33,950.00

Expenses of the representatives:

Abstracts, letters testamentary and recording-----	\$ 45.75 R
Cash paid for publication of orders-----	14.40 R
Additional attorney's fees-----	75.00 R
Final decree-----	1.50 ✓
Taxes, Stearns County real estate-----	24.40 R
Taxes, Mahnomaw County real estate-----	36.67 R
Total Expenses-----	\$ 197.72

RECAPITULATION

Total receipts since ^{partial} distribution-----	\$36,068.68
Total disbursements, same-----	34,147.72
Residue for distribution-----	\$ 1,920.96

Sixth. That there is no real estate, or interest therein, remaining for distribution;

Seventh. That the personal property remaining for distribution consists of cash in the hands of the representatives

Eighth. That said decedent died testate on the 27th day of August, 1944, and left her surviving the following named sons and daughters, to-wit: Frances Braegelmann, Daniel Spanier, John Spanier, Fred Spanier, Alfred Spanier, Herbert Späier and Anna Willenbring who are the residuary legatees under the will of said decedent and who are the persons entitled to the residue of said estate.

Ninth. That the husband of the decedent died testate on June 2nd, 1942 and that Adam Spanier, a son, died intestate and without leaving spouse or issue, and whose share, under the provisions of decedent's will, reverts to the heirs hereinbefore named.

WHEREFORE Your petitioners pray the order of this Court fixing a time and place for the hearing of this petition and an examination of their final account, and the settlement and allowance of the same; and that upon said hearing the court issue it's final decree assigning the residue of the said estate to the persons thereunto entitled.

Dated at St. Cloud, Minnesota, this 29th day of March, 1948

John Spanier
Daniel Spanier

STATE OF MINNESOTA
COUNTY OF STEARNS ss

Daniel Spanier and John Spanier, being first duly sworn, upon oath each for himself says that they are the persons who make the foregoing petition; that they have read the same and know the contents thereof; that the same is true of their own knowledge, except as to matters therein stated on information and belief, and as to such matters they believe it to be true.

Sworn to and subscribed before
me this 29th day of March, 1948.

William A. Boepfer
William A. Boepfer,

Notary Public, Stearns County, Minn.;
My commission expires March 21, 1955

John Spanier
Daniel Spanier

13,389

STATE OF MINNESOTA^{ss}
COUNTY OF STEARNS

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
OD FRANCES SEANIER, Dec't.

FINAL ACCOUNT AND PETITION FOR
ALLOWANCE AND SETTLEMENT.

FILED THIS 13th DAY
OF April A.D. 1948
Handley
Clerk of Probate

0064 2133

State of Minnesota, } ss.
County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier.

Decedent.

ORDER ALLOWING FINAL ACCOUNT

The above entitled matter came on to be heard on the 7th day of May, 1948, upon the petition of the representative^s of the above named estate praying for the allowance of ~~the~~ ^{their} final account and for distribution of the residue of said estate.

The said representative^s appeared in person and by their 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 13th day of April, 1948, 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 ^{from prior accounting}	- - - - -	\$ 34,896.52
Personal estate omitted from the inventory	- - - - -	\$
Gain by sales above appraised value	- - - - -	\$
Cash from sales of real estate	- - - - -	\$ 1,172.16
Cash from rent of real estate	- - - - -	\$
Cash from interest and profits	- - - - -	\$
Cash from other sources	- - - - -	\$
	- - - - -	\$
	- - - - -	\$
Total receipts from all sources	- - - - -	\$ 36,068.68

DISBURSEMENTS AND CREDITS

Estate selected for surviving spouse	- - - - -	\$
Maintenance of family of decedent	- - - - -	\$
Expenses of administration	- - - - -	\$ 197.72
Expenses of last sickness	- - - - -	\$
Funeral expenses	- - - - -	\$
Taxes	- - - - -	\$
Claims of creditors of decedent	- - - - -	\$
Legacies	- - - - -	\$
Partial Distribution under Partial Decree	- - - - -	\$ 33,950.00
	- - - - -	\$ 33,950.00
Residue on hand for distribution	- - - - -	\$ 1,920.96
Total credits	- - - - -	\$ 36,068.68

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 7th, 1948.

By the Court,

Earl J. Tracy
Probate Judge.

13,389

State of Minnesota,

County of Stearns

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

Order Allowing Final Account

Filed this 7th day of
May, 1948, and
recorded in Book 101 of Orders
ad Page 225

Frank H. Heryog
Clerk Judge of Probate.

State of Minnesota, }
 County of Stearns } ss.

IN PROBATE COURT

File No. 13,389

IN THE MATTER OF THE ESTATE OF

Frances Spanier,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 7th 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 their 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 27th day of August, 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 \$ 1,920.96 comprising of the following items:

Cash.

(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:

Frances Braegelmann, Daniel Spanier, John Spanier, Fred Spanier, Alfred Spanier, Herbert Spanier and Anna Willenbring, children 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:

One-seventh (1/7) thereof to each of the above named children of decedent, absolutely.

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 there-
 unto belonging or in anywise appertaining, to the said above named person s their heirs and assigns; with-
 out prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of them,
 heretofore made.

Dated at St. Cloud, Minnesota, this 7th day of May, 19 48



Earl J. Meier
 Probate Judge.

State of Minnesota,

ss.

PROBATE COURT

County of.....

I, of the Probate Court,
 within and for said County, and Custodian of the Seal and Records of said Court, do hereby certify that I have com-
 pared 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 sub-
 scribed my name and affixed the Seal of said Court, at.....

in said County, this..... day of..... 19.....

..... of the Probate Court.

File No. 13,389

State of Minnesota,

County of Stearns

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Frances Spanier

Decedent.

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....., 19.....

day of.....

County Auditor.

By..... Deputy.

Filed this 7th day of May

1948, and recorded in Book 104

of Decrees, page 146

Frank H. Meyer

Probate Clerk.