



Minnesota District Court (Carver County)
Civil and criminal case files

Copyright Notice:

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit www.mnhs.org/copyright.

3405

Lee State of Tennessee

R N Travis

CRIME.

Department of Criminal Justice

Date of Entry

Arrested & held 1/1/91

Arrested

Arrested

Arrested

Arrested

Arrested

Arrested

Arrested

AS 17

Illegible
(Light Ink)

State of Minnesota,
County of Carter. } ss.

We, R. N. Travis as principal,
and A. S. Dowdall, John J. Hirschfield & Charles Brody as
sureties, acknowledge ourselves to owe and be indebted unto the State of Minnesota
in the sum of Five thousand \$5000 Dollars, to be levied of our
several goods and chattels, lands and tenements, to the use of said State, if default
be made in the condition following, to-wit:

The condition of this Recognizance is such, that whereas the said
R. N. Travis was, on the 8th day of
July 1914, brought before A. F. Young
one of the Justices of the Peace in and
for said County, charged upon the oath of John J. Fahy
with having, on the 1st day of July 1914, at the
Village of Carter in said County, Carter
committed the crime of Manslaughter in the Second
Degree as charged in the Complaint filed with the Justice of the Peace.
and therefore on said 8th day of July
1914, a preliminary hearing was had upon said charge

and whereas it appeared to the said Justice from an examination of said
Complainant and other witnesses, upon oath, in the
presence of the said R. N. Travis in regard to the
offense thus charged, and from an examination of the whole matter, that the said
offense had been committed, and that there was probable cause to believe the said
R. N. Travis to be guilty thereof; Now, Therefore, if
the said R. N. Travis shall personally be and
appear before the District Court on the first day of the next general term thereof, to
be held in and for the said County of Carter then and there to
answer to an indictment to be preferred against him for the above mentioned offense,
and to do further and receive what shall by the said Court be then and there
enjoined upon him, and shall not depart the said Court without leave duly granted,
then this Recognizance shall be void; otherwise to remain in full force and effect.

Signed, Taken and acknowledged before
me this 8th day of July
1914, at Carter,
A. D. 1914.
John J. Fahy
Justice of the Peace.
Albert H. Hare

R. N. Travis (Seal)
A. S. Dowdall (Seal)
John J. Hirschfield (Seal)
Charles Brody (Seal)

State of Minnesota,

County of Carver

ss.

A. S. Dowdall, John J. Hirschfield and Charles Brody

being duly sworn, say, each for himself, that he is one of the sureties in the foregoing Recognizance; that he is a resident and freeholder of the State of Minnesota, and that he is worth the sum of Three Thousand Dollars, above his debts

and liabilities, and enclusive of their property exempt from execution, and each justifies as follows: The said

Subscribed and sworn to before me this

8th day of July 1914

John J. Foley
Justice of the Peace

A. S. Dowdall in the sum of \$3500⁰⁰

John J. Hirschfield in the sum of \$3500⁰⁰

Charles Brody in the sum of \$3500⁰⁰

State of Minnesota
County of Carver

A. S. Dowdall
John J. Hirschfield
Charles Brody

R. N. Davis, A. S. Dowdall, John

Hirschfield and Charles Brody, being duly
sworn, say, each for himself, that he is
one of the persons who signed the foregoing
Bond, and acknowledged that the same
was duly executed for the uses and
purposes therein expressed.

Subscribed and sworn to before me this 8th day of July
1914.

John J. Foley

Justice of the Peace

Carver Co. Minn

#190

IN JUSTICE'S COURT

County of Carver

THE STATE OF MINNESOTA

—AGAINST—

R. N. Davis

RECOGNIZANCE

To Appear at District Court

I hereby approve the within Recognizance and the sureties thereon.

Dated July 8, 1914

W. P. Morrison
Judge of the District Court

Filed this 8th day of July
A. D. 1914

A. J. Mundt
Justice of the Peace

811500

F191

Know all Men by these Presents,

That... R. N. Travis as principal
and Charles Brock, A. S. Donaldson, John J. Hishfield, as sureties, are
held and firmly bound unto State of Minnesota,

.....in the sum of
Three thousand (\$3000) DOLLARS,

lawful money of the United States of America, to be paid to the said.....

State of Minnesota

executors, administrators or assigns: For which payment, well and truly to be
made, they bind themselves their heirs, executors and administrators
.....firmly by these presents.

The Condition of the Above Obligation is Such,

That whereas said R. N. Travis has been charged with the offense
of manslaughter in the second degree, claimed to have been committed in said
Cannon County on the 1st day of July 1914, and has been arrested on said charge,
and duly arraigned before A. F. Young Esq. one of the Justices of the Peace in and for
said County, and has entered his plea of not guilty thereto and requested
that a preliminary hearing be held upon said charge, on the 8th day of July 1914
at the Courthouse in Chaska in said County.
and that he be admitted to bail and released from custody pending
said hearing. And whereas upon application to Hon. P. W. Morrison Judge
of the District Court in and for said County, said bail has been fixed by said Judge
in the sum of Three thousand dollars for the said appearance of said principal at
said hearing. Now therefore of the said R. N. Travis, shall duly be
and appear at said preliminary hearing at Chaska, before said Justice of the
Peace, and shall then obey and abide by the order and judgment that
shall then and there be made in said action and shall not
depart the State of Minnesota, and meanwhile be of good conduct and
behavior. Then this bond shall be and become void and of no
effect otherwise to be of full force and effect.

then the above obligation to be void, otherwise to remain in full force and virtue.

In Witness Whereof, We have hereunto set our hand and seal this

3rd day of July 1914

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Albert H. Hare,

John J. Fahy

State of Minnesota,

County of Carver. ss.

R. N. Travis (SEAL)

Charles Brody (SEAL)

John J. Hirschfield (SEAL)

Augustus Dowdall (SEAL)

On this 3rd day of July 1914, before me, personally appeared R. N. Travis, Charles Brody, A. S. Dowdall, John J. Hirschfield.

to me known to be the persons described in, and who executed, the foregoing bond, and acknowledged that he executed the same as their free act and deed.

John J. Fahy

Notary Public, Carver County, Minn.

My Commission Expires

My Com. expires April 22, 1920

State of Minnesota,

County of Carver. ss.

Charles Brody, John J. Hirschfield, A. S. Dowdall,

being duly sworn, each for himself on oath says, that he is a resident of and freeholder in the State of Minnesota; and that he is worth the sum below specified opposite his name over and above his debts and other liabilities, and exclusive of his property exempt from execution, to wit:

said Charles Brody, the sum of Two Thousand Dollars

said John J. Hirschfield the sum of Two Thousand Dollars

said A. S. Dowdall, the sum of Two Thousand Dollars

said Charles Brody the sum of Two Thousand Dollars

Subscribed and sworn to before me this

3rd day of July 1914

John J. Hirschfield

Augustus Dowdall

John J. Fahy

Notary Public.

Carver County, Minnesota.

My Commission Expires April 22, 1920

GENERAL BOND

I hereby approve
the within Bond
and the sureties
thereon

Dated July 3, 1914

J. C. Morrison
District Judge

Illegible
(Light Ink)

State of Minnesota,
County of Carver.

State of Minnesota

-vs-

R. N. Travis, Defendant.

To The Honorable P. W. Morrison, Judge of the District Court in
and for the County of Carver, and state of Minnesota:

Sir: Whereas said R. N. Travis was on this 3rd day of July, 1914,
duly arraigned before A. F. Young, Esq., one of the Justices of the
Peace in and for said County of Carver charged with having on the
first day of July, 1914, at the village of Carver, in said County
and state, committed the crime of Manslaughter in the Second Degree
as more fully appears in the complaint filed against him in said
matter a copy of which said complaint is hereto attached and is here-
by made a part of this application for bail, and whereas the said
R. N. Travis pleaded not guilty to said offence as charged in said
complaint and asked that he be given a preliminary hearing in said
matter on the 8th day of July, 1914, and that he be released from
the jail at said city of Chaska, Carver County, Minnesota, where

he is now confined. Therefore he hereby makes this his application to you to fix the amount of
and admit him to bail for his appearance at said hearing, and to abide by and obey what shall then
Dated at Chaska, Minnesota, by a deed or agent of him -
this 3rd day of July, 1914.

Albert H. Hae.
Attorney for said R. N. Travis,

Minneapolis, Minnesota.

CRIMINAL COMPLAINT.

State of Minnesota,

In Justice's Court,

County of Carver, ^{SS}

Before A. F. Young, Esq., Justice of the Peace.

John J. Fahey, being duly sworn, makes complaint to the above named Court, and says that on the first day of July, A. D. 1914, within the corporate limits of the village of Carver, Carver County, Minnesota, R. N. Travis and Sam Whittaker each respectively having charge of and control of one certain automobile, a more particular description of said automobiles, or any or either of them being to this complainant unknown, and said R. N. Travis and said Sam Whittaker each then and there respectively operating, propelling and driving said automobiles in a culpably negligent, careless and reckless manner, and each respectively then and there operating, propelling and driving said automobiles at a high and dangerous rate of speed upon the public streets of and within the settled portion of the said village of Carver, to-wit: upon Main Street of said village of Carver, did then and there without excuse or justification, without authority of law, but without a design to effect his death, with culpable negligence, carelessly, negligently, recklessly, unlawfully, wrongfully, knowingly and feloniously kill one Clive Meyer, a human being, by then and there forcing and driving said automobiles in, against, upon and over the body of him, the said Clive Meyer, and did then and there inflict upon the body ~~of~~ and person of said Clive Meyer mortal wounds, of which said wounds the said Clive Meyer thereafter died at the village of Carver, County and State aforesaid on the said first day of July, 1914, which act of the said R. N. Travis and the said Sam Whittaker hereinbefore alleged does not constitute the crime of murder in the first degree or murder in the second degree, nor manslaughter in the first degree, but does constitute to crime of manslaughter in the second degree, contrary to the form of the statute in such case made and provided and against the peace and dignity of the state of Minnesota. Wherefore complainant prays that said R. N. Travis and Sam Whittaker may be arrested and dealt with according to law.

Subscribed and sworn to and complained of before me this 3rd day of July, 1914

A. F. Young
Justice of the Peace, Carver County, Minnesota.

John J. Fahey

CRIMINAL WARRANT

State of Minnesota,
ss
County of Carver.

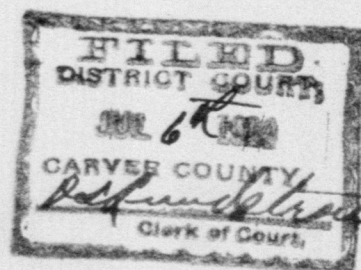
TO THE SHERIFF OR ANY CONSTABLE OF SAID
COUNTY:

WHEREAS John J. Fahey, of said County, has this day complained in writing to me on oath that on the first day of July, A. D. 1914, within the corporate limits of the village of Carver, Carver County Minnesota. R. N. Travis and Sam Whittaker each respectively having charge of and control of one certain automobile, a more particular description of said automobiles, or any or either of them being to the complainant unknown, and said R. N. Travis and said Sam Whittaker each then and there respectively operating, propelling and driving said automobiles in a culpably negligent, careless and reckless manner, and each respectively then and there operating, propelling and driving said automobiles at a high and dangerous rate of speed upon the public streets of and within the settled portion of said village of Carver, to-wit: upon Main Street of said village of Carver, did then and there without excuse or justification, without authority of law, but without a design to effect his death, with culpable negligence, carelessly, negligently, recklessly, unlawfully, wrongfully, knowingly and feloniously kill one Clive Meyer, a human being, by then and there forcing and driving said automobiles in, against, upon and over the body of him, the said Clive Meyer, and did then and there inflict upon the body and person of said Clive Meyer mortal wounds, of which said wounds the said Clive Meyer thereafter died at the said village of Carver, County and State aforesaid on the said first day of July, 1914, which act of the said R. N. Travis and the said Sam Whittaker hereinbefore alleged does not constitute the crime of murder in the first degree or murder in the second degree, nor manslaughter in the first degree, but does constitute the crime of manslaughter in the second degree, contrary to the form of the statute in such case made and provided and against the peace and dignity of the state of Minnesota, and prayed that the said R. N. Travis and Sam Whittaker might be arrested and dealt with according to law. Now, therefore, you are hereby commanded to arrest the said R. N. Travis and Sam Whittaker and bring them forthwith before me to be dealt with according to law.

Given under my hand and dated this 3rd day of July, 1914.

A. J. Young
Justice of the Peace,
Carver County, Minnesota.

#190



E/81

No. 19/3406

DISTRICT COURT,
Carver County, Minnesota

Hubert Haen
Plaintiff

vs.

Rose Williams et al
Defendant

Plaintiff's Attorney

Defendant's Attorney

Date of Entry July 7th 1914

Register of Actions, E Page 192

Term Tried.....191

Judgment for.....

Amount of Judgment, \$.....

Date of Judgment.....191

Judgment Book.....Page.....

Default Judgment Book.....Page.....

Date of Docketing.....191

STATE OF MINNESOTA

COUNTY OF SCOTT

DISTRICT COURT

8th JUDICIAL DISTRICT .

Hubert Hoen,

Plaintiff,

vs

Rose Williams and Theodore Williams, her husband, Mathias Hoen and Josephine Hoen, his wife, Josephine Libermann and Ben Liberman her husband, Kate Morley and Richard Morley her husband, Tillie Roeser and John Roeser, her husband, George Hoen and Clara Hoen his wife, Lizzie Hoen, a single woman, Susan Hoen, a single woman, Theresa Hoen, wife of Hubert Hoen, *and Alfred Bruckner and Carol*
County Clerk

Defendants.

Plaintiff for and as his complaint against the defendants alleges:

plaintiff and
That, *Mable* Rose Williams, Mathias Hoen, Kate Morley, Tillie Roeser, *Mable* Lizzie Hoen, Susan Hoen, and George Hoen are tenants in common of the property hereinafter described. That the defendant Theodore Williams is the husband of Rose Williams. That Josephine Hoen is the wife of Mathias Hoen. That Ben Libermann is the husband of Josephine Libermann. That Richard Morley is the husband of Kate Morley. That *Mable* Tillie Roeser is the wife of John Roeser. That Clara Hoen is the wife of George Hoen. That Theresa Hoen is the wife of this plaintiff.

and Carol County Clerk
That Alfred Bruckner owns a mortgage on the undivided one-ninth interest of the property hereinafter described. That the property consists of one hundred fifty (150) acres being one farm and has been leased for the year 1914. That the interest of the parties herein is an undivided interest, said parties being all tenants in common and no part of said farm being set out or allotted to either one of said parties and plaintiff is desirous of having said property subdivided, or if that is not possible to have the property sold at auction to the highest bidder.

That the property is described as follows to-wit:

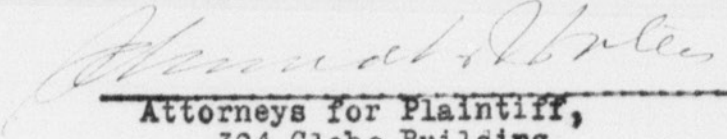
The South half of the North East quarter of Section 26 Township 116 Range 23: Also the North East quarter of the South East quarter of Section 26 Township 116 Range 23, all in Carver County, Minnesota, excepting therefrom ten acres on the West line of the North East quarter of the South East quarter 80 rods from South to North and 20 rods wide from East to West. Also the South West quarter of the North West quarter of Section 25 Township 116, Range 23.

That the reasonable value of said farm is about \$5000.

WHEREFORE, plaintiff demands judgment:

For the partition of said property and assessing to each one of the heirs a certain portion thereof in lieu of the undivided interest and if it cannot be divided that the property be sold to the highest bidder.

For the costs and disbursements herein.


Attorneys for Plaintiff,
324 Globe Building,
St. Paul, Minnesota.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY.)

Hubert Hoen being first duly sworn on oath deposes and says that he is the plaintiff in the above entitled action; that he has read the above and foregoing complaint and knows the contents thereof and that the same is true to his own knowledge except as to matters therein stated upon information and belief and as to those matters that he believes it to be true.

Hubert Hoen

Subscribed and sworn to before me

this 4 day of April, 1914.

Carl B. Hennrich
Notary Public, Ramsey County, Minnesota,

My commission expires, March 1, 1916.

191

191

State of Minnesota

County of Scott

District Court.

Hubert Hoe
Plaintiff

vs.

Rose Williams
et al Defendant

Complaint

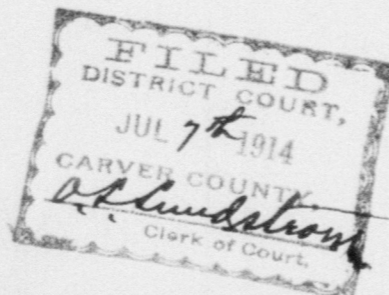
Due and personal service of the within
is hereby admitted
this _____ day of _____
A. D. 191_____.

Attorney _____ for _____

SCHMIDT & WATERS

324 GLOBE BUILDING
ST. PAUL, MINN.

Attorney _____ for _____



E 192

No.

792 3407

DISTRICT COURT,

Carver County, Minnesota

Andrew J. Karels
Plaintiff

vs.

Josephine R. Karels
Defendant

John J. Faher
Plaintiff's Attorney

Defendant's Attorney

Date of Entry

July 9th 1914

Register of Actions

Page 193

Term Tried

191

Judgment for

Dissolved

Amount of Judgment, \$

3211.40

Date of Judgment

July 13th 1914

Judgment Book

Page 470

Default Judgment Book

Page

Date of Docketing

191

Illegible
(Light Ink)

State of Minnesota,
County of Carver. } ss.

IN DISTRICT COURT

Eighth Judicial District

Andrew J. Karels,

Plaintiff

—AGAINST—

Josephena R. Karels,

Defendant

State of Minnesota,
County of Carver. } ss.

John J. Fahey,

being duly sworn deposes and says that he is the attorney of the plaintiff in the above
entitled action and that the defendant therein is the
Judgment Creditor in the above entitled action; that to the best of affiant's information and belief the full
name of the Judgment Debtor is Andrew J. Karels,

; that his occupation is that of farmer

; that his place of residence is Town, Village, City of

Hollywood, County of Carver,

State of Minnesota; that his postoffice address is New Germany,

State of Minnesota.

John J. Fahey.

Subscribed and sworn to before me this 13th

day of July A. D. 1914.

Clerk of the District Court,

Carver County, Minnesota

My Commission - Expires

192
State of Minnesota,

County of *Carver*

DISTRICT COURT

Eighth Judicial District

Andrew J. Karels

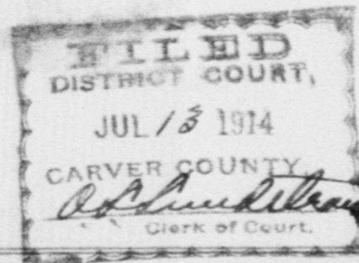
Plaintiff.....

— AGAINST —

Joseph R. Karels

Defendant.....

Affidavit as to Occupation, Etc., of the
Judgment Debtor



Illegible
(Light Ink)

STATE OF MINNESOTA

DISTRICT COURT

County of Carver

Eighth Judicial District

-----:-----
Andrew J. Karels

Plaintiff

VS

Josephena P. Karels

Defendant
-----:-----

The above entitled matter, by consent of the parties and agreement of counsel, came duly on for trial before the Court at Chambers in the Village of Norwood in said County and State on the 7th day of July, 1914.

J. J. Fahey, Esq., appeared in behalf of said plaintiff;

W. C. & W. F. Odell, Esqs., appeared on behalf of said defendants.

After hearing and considering the testimony of the witnesses produced and sworn at said trial and giving all matters due and careful consideration the Court finds

As Findings of Fact:

1. That the names, ages, residence, marriage and cohabitation of the parties are as set out in plaintiff's complaint.

2. That during the times alleged in the complaint herein defendant was guilty of cruel and inhuman treatment of plaintiff in the manner alleged in the complaint and otherwise.

3. That plaintiff is the owner of a valuable farm in the Township of Hollywood in said County which is unincumbered, of real property in the City of Litchfield in the County of Meeker in said State, and of considerable personal property.

4. That an allowance to the defendant from plaintiff of the sum of \$3000.00 as permanent alimony is reasonable and just.

5. That \$200.00 is a reasonable allowance to defendant for attorneys' fees in this action.

6. That just prior to her marriage to this plaintiff the name of said defendant was Josephena R. Wedekind.

From the foregoing facts, the Court finds

As Conclusions of Law:

1. That plaintiff is entitled to judgment and decree of divorce from the bonds of matrimony existing between plaintiff and defendant.

2. That defendant recover of plaintiff \$3000.00 as permanent alimony and in lieu and satisfaction of any and all right, title and interest she now has in and to his property.

3. That defendant recover of plaintiff \$200.00 as attorneys' fees in this action.

4. That the name of said defendant be and the same hereby is changed to Josephena R. Wedekind.

Let judgment be entered accordingly.

Dated, July 7, 1914.

J. W. Morrison
District Judge.

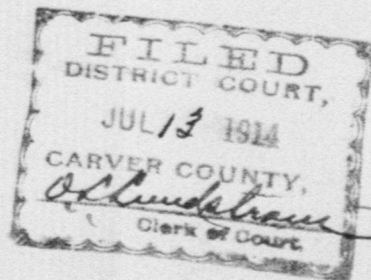
District Court ¹⁹²
County of Carver

Andrew J. Karels
Plff.

vs.

Josephine R. Karels
Deft.

Findings and Decision



E193

(B. RETURN OF SUMMONS (PERSONAL SERVICE) Or Complaint to Attachment.

SEE PRESS PRINTING CO., MARSHFIELD, MINN.

State of Minnesota,

County of

Carr

ss.

I hereby certify and return, that on the

27th

day of

May

1914

at the

Town of

of

Hollywood

County and

State aforesaid, I served the

Summons & Complaint

hereto attached upon

Josephine R. Karel

the Defendant named therein,

by handing to and leaving with him personally a true and correct copy thereof.

Dated this

27th

day of

May

1914

Sheriff's Fees: Service, \$

1.00

Travel

60

\$ 6.00

\$ 7.00

Sheriff of

G. A. Gatz

Carr

County, Minn.

By

Deputy.

Illegible
(Light Ink)

STATE OF MINNESOTA
COUNTY OF CARVER

IN DISTRICT COURT
8TH. JUDICIAL DISTRICT

Andrew J. Karels,

Plaintiff

vs.

COMPLAINT

Josephena R. Karels

Defendant

The Plaintiff in the above entitled action complained of the Defendant, therein alleges:

1- That his true name is Andrew J. Karels and his age is 45 years. That Defendant's true name is Josephena R. Karels and her age is 37 years.

2- That Plaintiff and Defendant were duly married in the village of Watertown Minnesota, on the 10th day of November, 1908 and thereafter have lived and co-habited as husband and wife, to and until the time hereafter alleged.

3- That both Plaintiff and Defendant now are, and ever since the time of their said marriage, have been actual residents of the State of Minnesota, residing in the town of Hollywood, Carver County therein.

4- That at the time of said marriage, Plaintiff was a widower, with three children, ^{two} of whom are still living and whose names and ages are as follows: Josephene aged 16, and Gertrude aged 13. That at the time of said marriage, Defendant was a widow with three children whose names and ages are as follows: Mamie aged 17 years, William aged 15 years, and George aged 11 years. That there has been no issue in said marriage.

5- That Defendant commencing soon after her said marriage to Plaintiff, and ever since, has pursued toward him and subjected him to a course of cruel and inhuman treatment. That she has abused, reviled and cursed him and has subjected him to great personal violence and threatened him with more severe injuries.

6- This Defendant came in possession of about \$640 in money, about 3 years ago, from her brother and her first husband, Henry Wedkind Estate. That she still has all of said money now deposited in the bank of Watertown in Carver County, Minnesota. That she never gave this Plaintiff any sum of money whatever, and that she had nothing except the above amount of money since she married, or at any time since said time, except what she received from this Plaintiff. That she at all times, ever since her marriage to this Plaintiff, has continually insisted upon clothing and feeding her three children by her first husband, from the money and property of this Plaintiff. Notwithstanding that she has funds of her own as above ^{created} intended and that this Plaintiff during all the time ever since he married Defendant, in order to keep peace in his family, has furnished the Defendant's three children, with all their necessary clothing, food and medical attendance, if any they needed, and continually sent them to school, ever since the marriage of Plaintiff and Defendant, although this Plaintiff never agreed with the Defendant to support, maintain, clothe, feed and school her children by her first husband. That this Plaintiff during all the time, ever since his marriage to this Defendant, has maintained for her and her children, a comfortable home, good clothing, abundance of victuals and in addition thereto, has expended large sums of money in defraying her Doctor bills in amounts aggregating nearly \$1000.

7- That this Defendant appears to have a mania for making this Defendant Plaintiff trouble and that within the last year and six months, she has sued him three times for divorce. That in the month of May, 1912, without any cause or provocation on Plaintiff's part, she secured the services of one, Albert Hall, Attorney at Law of Minneapolis, Minnesota, to bring an action for divorce against this Plaintiff, and secured an order of the court at that time, granting her attorney's fees and suit money and maintenance money, upon this Plaintiff, which order was fully complied with on Plaintiff's part. That Plaintiff

answered her then complaint for divorce and that the Defendant then and there, after being away from the home of this Plaintiff for about 2 months, came home voluntarily and lived since that time with this Plaintiff up to about 2 months ^{later} ~~ago~~. That her action at that time in leaving the Plaintiff and commencing her pretended cause of action for divorce, caused this Plaintiff to pay for her Attorney's fees, her maintainence and ^{hated} ~~purported~~ suit money, for his attorney's fees, in the aggregate sum of nearly \$300.

8- That in the month of July 1913, this Defendant again ran away from this Plaintiff and began another action for divorce without any cause or provocation on his part and within a very few days thereafter, voluntarily returned to this Plaintiff after she had created an expense of attorney's fees and other incidentals in the sum of \$120, all of which this Plaintiff has paid for her.

9- Plaintiff further alleges that during all the time ever since he married her, she has scolded, nagged and ill-treated this Plaintiff and on numerous occasions has assailed him in the following manner, as often as once a week during all of his married life to her, "You are the biggest liar on earth," and called him vile and unprintable names.

10- That defendant's whole aim appears to be directed to make his home absolutely miserable and unbearable for him, during all of his married life to her; that she has on nearly all occasions looked upon him with studied contempt, ridicule and hatred, and spoke of him in the presence of herself and her children in the most contemptible manner; that she has found fault with him, and nagged him continually in the hope that she would be able to compel him to deed over to her a portion, if not all, of his property; that within two weeks after their said marriage she asked him to deed over to her some of his property; that she has repeatedly at divers times and occasions preyed upon, demanded and importuned this plaintiff to deed over to her some of his property, and that by reason of the fact that this plaintiff has failed and refused to deed over to her a portion, if not all, of his property, this

defendant has by reason of her multiplicity of divorce suits, connived and harassed this plaintiff in the hope that he would thereby deed over to her a portion of his said property and has in fact demanded from him the sum of \$4000.00 in July 1913 in order to go back to live with this plaintiff.

11- That in the month of August 1913, when plaintiff was about to sell his farm in Carver County and about to purchase a farm in Meeker County, Minnesota, this defendant demanded of him the sum of \$5000.00 before she would sign a deed of conveyance to his said farm in Carver County, Minnesota.

12- That when defendant married this plaintiff upon the date in the complaint stated he was possessed of the same amount of personal property and real estate that he now possesses, but owing to the reckless extravagance that this defendant has subjected plaintiff to in providing her and her children with food, clothing and luxuries, medical attendance, he is worth less financially than he was when he married her, and owing to the fact that she has at divers times sued him for divorce he has gradually lost his standing in his neighborhood both financially and socially.

13- That since the 6th day of April, 1914, defendant has steadfastly refused to have sexual intercourse with the said plaintiff and has refused to sleep with him although she is well and strong physically.

14- That defendant has repeatedly demanded of this plaintiff the sum of \$5000.00 in cash and when he refused to accede to her demands she has constantly harassed and nagged and ill-treated this ~~defendant~~ plaintiff.

Wherefore this plaintiff demands that he be granted an absolute decree of divorce ~~of~~ from this defendant and for his costs and disbursements herein.

John J. Fahey,
Plaintiff's Attorney,
Norwood, Minnesota.

being first duly sworn upon oath says
that he is _____ the _____ in the foregoing
and within entitled action; that he has heard read the foregoing
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.

Subscribed and sworn to before me this _____ day of

19

Notary Public

Minnesota.

My Commission Expires

State of Minnesota,

Carver

County.

ss.

In District

COURT.

Eighth

JUDICIAL DISTRICT.

Andrew J. Karels.

Plaintiff.

Josephina R. Karels.

AGAINST

SUMMONS

Defendant.

The State of Minnesota to Above Named Defendant:

You _____ are hereby summoned and required to answer the complaint of the Plaintiff
in the above entitled action, which complaint is hereto annexed and herewith served upon you _____

_____ Court, at the _____
County of _____ and State of Minnesota, and to serve a copy of your answer to the
said complaint on the subscriber, at his office, in the Village of Nowood,
in said County of Carver within 30 days after service of this summons upon

you, exclusive of the day of such service; and if you fail to answer the said complaint within the time
aforesaid, the plaintiff in this action will take judgment against you for the sum of _____

_____ Dollars, (\$ _____) with interest at the rate of _____ per
cent per annum since the _____ day of _____ 19

apply to the Court for the relief demanded in
said complaint

together with Plaintiff's costs and disbursements herein.

Dated

May 27

19 14

John J. Fahy

Plaintiff's Attorney.

Nowood,

Minn.

192

Original
State of Minnesota

County of Carver

In District Court.

Andrew J. Karels

Plaintiff.

vs.

Josephina R. Karels

Defendant.

Summons and Complaint

Due and personal service of the within

admitted

this day of

Attorney for

J. J. FAHEY

Norwood, : Minn.

Attorney for

E193

State of Minnesota.

County of

ss.

being first duly sworn upon oath deposes

and says, that at the

in said County and State, on the

day of

19, he served the within

upon

the

therein named, personally, by

leaving with

at the house of the usual abode of said

with

a

person of suitable age and discretion, then resident therein, a true and correct copy of said

Subscribed and sworn to before me this

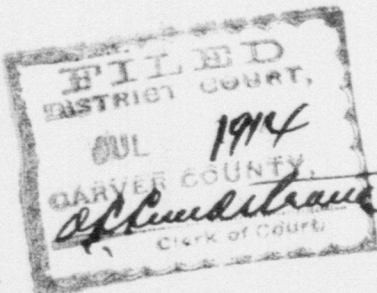
day of

19

Notary Public

My Commission Expires

County, Minn.



Illegible
(Light Ink)

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

DISTRICT COURT.

Eighth

Judicial District.

Andrew J. Karels,

Plaintiff

-VS-

Josephena R. Karels,

Defendant.

JUDGMENT.

The above entitled matter, by consent of the parties and agreement of counsel, came duly on for trial before the Court at Chambers in the Village of Norwood in said County and State on the 7th day of July, 1914, and the said Court having duly made and filed its Findings of Fact and Decision, and Order for Judgment:

Now, therefore, on motion of John J. Fahey, Esqr., attorney for said plaintiff, It is Ordered, Adjudged and Decreed, that the marriage relation existing between said plaintiff and said defendant be, and the same is hereby absolutely dissolved, and said plaintiff is hereby granted an absolute divorce from said defendant and is freed forever from the duties and obligations of the marriage contract heretofore existing between said plaintiff and said defendant,

And, on like motion, It is further Ordered, Adjudged and Decreed, That said plaintiff pay to said defendant, as permanent alimony, the sum of Three Thousand Dollars (\$3000.00), together with the sum of Two Hundred Dollars (\$200.00) as attorney fees, and Eleven & 40/100 Dollars (\$11.40), costs and disbursements in this action; and that said defendant have judgment against said plaintiff for said alimony, attorneys' fees, and costs aggregating in all the sum of Three Thousand Two Hundred Eleven & 40/100 Dollars (\$3211.40).

And, on like motion, It is further Ordered, Adjudged and Decreed, That the name of said defendant be and the same hereby is changed from Josephena R. Karels to Josephena R. Wedekind.

Dated at Chaska, Minnesota, this 13th day of July, 1914.

By the Court,

O. L. Lundström
Clerk.

#192

DISTRICT COURT,

County of *Barren*

Andrew J. Karels
Plaintiff

AGAINST

Josephine R. Karels
Defendant

JUDGMENT ROLL.

Filed *July 13th* A. D. 19*14*

R. L. Sundstrom
Clerk of the District Court.

No. 1071.

D-470

No. 193 3408

DISTRICT COURT,

Carver County, Minnesota

Ella A. Johnson
Plaintiff

Edith Lewis et al
Defendant

Pilgrimage & Pulliam
Plaintiff's Attorney

Defendant's Attorney

Date of Entry *July 17th* 191*4*

Register of Actions, *E* Page *194*

Term Tried *October* 191*4*

Judgment for *Plaintiff*

Amount of Judgment, \$

Date of Judgment *Oct. 23rd* 191*4*

Judgment Book *D.* Page *476*

Default Judgment Book Page

Date of Docketing 191

Illegible
(Light Ink)

STATE OF MINNESOTA

COUNTY OF CARVER

DISTRICT COURT

EIGHTH JUDICIAL DISTRICT

-----oo)(oo-----

Ella A. Johnson,

Plaintiff,

--vs--

NOTE OF ISSUE

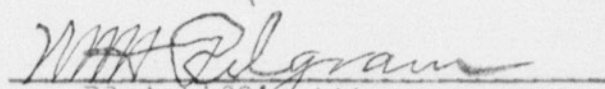
Caleb Lewis, et. al.,

Defendants.

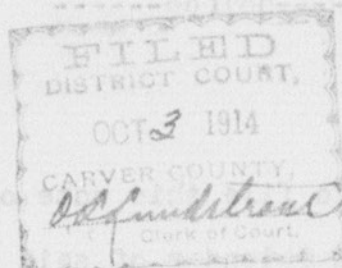
-----oo)(oo-----

Will the Clerk please file this note of issue and enter the cause on the General term Calendar of said Court for the 12th day of October 1914.

Yours respectfully,


Plaintiff's Attorneys,
525 Temple Court Bldg.,
Minneapolis,
Minnesota.

#193



F 194

Illegible
(Light Ink)

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--VS--

FINDINGS OF FACT: CONCLUSIONS
OF LAW.

Caleb Lewis, et. al.,

Defendants.

The above entitled cause, being regularly upon the General Term Calendar of the above named Court, for October 1914, came on for hearing before Hon. P. M. Morrison, Judge of said Court on the 21st day of October, 1914. The plaintiff herein appeared by one of her attorneys W. H. M. Pilgram, and it appearing to the satisfaction of the Court that the summons in said action was duly served upon each and all of the defendants herein named and all persons or parties unknown claiming any right, title, estate, lien or interest in and to the premises hereinafter described, by publishing said summons in a legal newspaper, as required by the statutes of the State of Minnesota, in such case made and provided; that more than twenty days had elapsed since service of said summons was complete and that all of the defendants herein named, and all persons, or parties unknown, claiming any right, title, estate, lien, or interest in and to the property hereinafter described have not answered or appeared in any manner in said action, and that they are now wholly in default in said matter.

The Court, after having examined the files in said matter and having heard the evidence adduced in said cause in support of the allegations of plaintiff's complaint herein filed, finds as

F A C T S

1st. That on the 15th day of July 1914, the plaintiff herein named was, ever since said time has been and now is the owner in fee simple and in actual possession of the following described lands, situated lying and being in the County of Carver and State of Minne-

sota, to wit; Lots numbered three (3) four (4) five (5) six (6) seven (7) and eight (8) in block numbered thirty-one (31) in the Village of Watertown, Minnesota, according to the map or plat thereof on file and of record in the office of the Register of Deeds, within and for said County and State.

2nd. That the plaintiff, Ella A. Johnson, acquired title to the property hereinbefore described by warranty deeds, and that said deeds are now of record in the office of the Register of Deeds, within and for said Carver County, Minnesota.

3rd. That the plaintiff, Ella A. Johnson, was and now is the owner and in possession of the property hereinbefore described continuously ever since the 15th day of July 1914, and long prior thereto.

4th. That the defendants and each of them herein named, and all persons or parties unknown claiming any right, title, estate, lien or interest in the premises described herein have no right, title, estate lien or interest therein, adverse to the plaintiff herein, and as,

CONCLUSION OF LAW

The Court Finds:----

1st. That the plaintiff, Ella A. Johnson, is entitled to the judgement and decree of the Court that she is the owner in fee simple of the following described real estate, situated lying and being in the County of Carver and State of Minnesota, to wit; Lots numbered three (3) four (4) five (5) six (6) seven (7) and eight (8) in block numbered thirty-one (31) in the Village of Watertown, Minnesota, according to the map or plat thereof on file and of record in the office of the Register of Deeds, within and for Carver County, Minnesota.

2nd. That the defendants, and each of them, and all persons or parties unknown, have no right, title, estate, lien or interest in the real estate hereinbefore described adverse to this plaintiff and that the defendants and each of them and all other parties or person unknown, be forever barred from asserting any right, title, estate, lien or interest in the said real estate or any part thereof.

Let Judgement be entered accordingly.

Wm Morrison
Judge.

Dated October 21st 1914.

COPY

STATE OF MINNESOTA
COUNTY OF CARVER
DISTRICT COURT

Ella A. Johnson,
Plaintiff,

-vs-

Caleb Lewis, et. al.,
Defendants.

FINDINGS AND ORDER.

PILGRAM & PULLIAM,
Plaintiff's Attorneys,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

State of Minnesota,

County of

Carr

} ss.

I hereby certify and return, that after due and diligent search, I have been unable to find the within defendants or either of them within my said County and the defendant aforesaid cannot be found within said County.

Dated this

17th

day of

July

1914

Sheriff's fees, return, \$

1.00

Mileage

\$

Sheriff of

G. A. Gatz
Carr

County, Minn.

By

Deputy.

Illegible
(Light Ink)

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--vs--

Caleb Lewis, and ----Lewis his wife, Adolphus
Bradford, and----Bradford, his wife, James F.
Bradford, and----Bradford, his wife, William
H. Lauderdale, and ----Lauderdale, his wife,
John E. Bell, and ----Bell his wife, Charles W.
Lane and ----Lane, his wife, Georgiana Lewis,
and Isaac I. Lewis, her husband, John A. Sampson,
and ----Sampson, his wife, Johanna Church and Peter
Church, her husband, Alpha P. Cox, and ----Cox,
her husband, J. E. Bell, and ----Bell his wife,
Bathsheba Edwards, and J. E. Edwards, her husband,
also all other persons and parties unknown claiming
any right, title, estate, lien or interest in the
real estate described herein or any part thereof,

SUMMONS

Defendants.

THE STATE OF MINNESOTA, To the above named defendants:-

You and each of you are hereby summoned and required to answer
the complaint of the plaintiff in the above entitled action, *which*
complaint has been filed in the office of the Clerk of the above named
Court, within twenty (20) days after the date of the service of this
summons upon you, exclusive of the day of such service; and if you
fail to answer the said complaint within the time aforesaid, the
plaintiff in this action will apply to the above named Court for the
relief demanded in said complaint together with her costs and dis-
bursements herein.

Pilgram & Pulliam
Attorneys for Plaintiff,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

ak
Dated July 17, 1914.

TO THE ABOVE NAMED DEFENDANTS AND EACH OF THEM:

You are hereby notified that the above entitled action is brought by plaintiff for the purpose of having herself adjudged the owner in fee simple, of the following described property, situated in the County of Carver and State of Minnesota, to-wit; Lots numbered three (3), four (4), five (5), six (6), seven (7) and eight (8) of block numbered thirty-one (31) in the Village of Watertown, according to the map or plat thereof on file and of record in the office of the Register of Deeds, within and for Carver County, Minnesota.

Pilgram & Sullivan
Attorneys for Plaintiff,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--vs--

Caleb Lewis, and ----Lewis, his wife, Adolphus
Bradford, and ----Bradford, his wife, James F.
Bradford, and ----Bradford, his wife, William
H. Lauderdale, and ----Lauderdale, his wife,
John E. Bell, and ----Bell, his wife, Charles W.
Lane, and ----Lane, his wife, Georgiana Lewis,
and Isaac I. Lewis, her husband, John A. Sampson,
and ----Sampson, his wife, Johanna Church, and Pe-
ter Church, her husband, Alpha D. Cox, and ----Cox,
her husband, J. E. Bell, and ----Bell, his wife,
Bathsheba Edwards, and J. E. Edwards, her husband,
also all other persons and parties unknown claiming
any right, title, estate, lien or interest in the
real estate described herein or any part thereof,

COMPLAINT.

Defendants.

The plaintiff complains and alleges:-

That she is the owner in fee and in possession of the following
described lands, to wit; Lots numbered three (3), four (4), five (5),
six (6), seven (7) and eight (8), of Block thirty-one (31) in the Vil-
lage of Watertown, according to the map or plat thereof on file and of
record in the office of the Register of Deeds, within and for Carver
County, Minnesota, and that the same are vacant and unoccupied.

That the defendants and each of them claim some right, title, estate,
lien or interest therein or thereto adverse to this plaintiff.

W H E R E F O R E, Plaintiff demands the judgment of this Court
against said defendants and each of them and against all persons and par-
ties unknown, that she be adjudged to be the owner and seized in fee
of all of said premises. That said defendants and each of them, be ad-
judged to have no right, title, estate, lien or interest in or to said
premises, or any part thereof. That the title of said plaintiff in and
to said lands and to the whole thereof be affirmed and established in her
and that defendants and each of them and all other persons and parties
unknown, claiming any right, title, estate, lien or interest in said real
estate be forever barred from asserting any right or title thereto or to

any part thereof; and that plaintiff recover her costs and disbursements in this action.

Pilgrum & Pulliam
Attorneys for Plaintiff,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

STATE OF MINNESOTA }
COUNTY OF CARVER } ss.

Ella A. Johnson, being first duly sworn upon oath deposes and says; that she is the plaintiff named in the above entitled action; that she has read the foregoing complaint, and knows the contents thereof and knows that the same is true of her own knowledge, excepting as to matters therein stated upon her information and belief and as to such matters, she believes it to be true.

Ella A. Johnson.

Subscribed and sworn to before me this 17th day of July,
1914.

Justus D. Duff
Notary Public, Carver County, Minnesota.,

My commission expires May 7th 1917.

193

STATE OF MINNESOTA

COUNTY OF CARVER

DISTRICT COURT

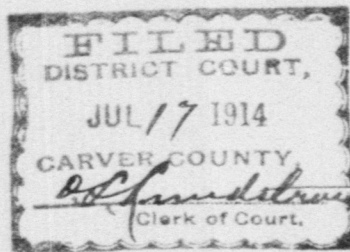
EIGHTH JUDICIAL DISTRICT

Ella A. *Johnson*
Plaintiff,

--VS--

Caleb Lewis, et. al.,
Defendants.

SUMMONS & COMPLAINT



PILGRIM & PULLMAN,
Plaintiff's Attorneys,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

E194

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--VS--

AFFIDAVIT FOR
FOR PUBLICATION
OF SUMMONS.

Caleb Lewis, and ----Lewis, his wife, Adolphus
Bradford, and ----Bradford, his wife, James F.
Bradford, and ----Bradford, his wife, William
M. Lauderdale, and ----Lauderdale, his wife,
John E. Bell, and ----Bell, his wife, Charles W.
Lane, and ----Lane, his wife, Georgiana Lewis,
and Isaac I. Lewis, her husband, John A. Sampson,
and ----Sampson, his wife, Johanna Church and Peter
Church, her husband, Alpha D. Cox, and ----Cox,
her husband, J. E. Bell, and ----Bell, his wife,
Ruthshoba Edwards and J. E. Edwards, her husband,
also all other persons and parties unknown claiming
any right, title, estate, lien or interest in the
real estate described herein or any part thereof,

Defendants.

STATE OF MINNESOTA)
COUNTY OF CARVER) ss.

Ella A. Johnson, being first duly sworn upon oath deposes
and says; that she is the plaintiff named herein; that this action is
brought for the purpose of having herself adjudged and decreed to be
the owner in fee simple of the following described real property, to wit;
Lots numbered three (3), four (4), five (5), six (6), seven (7) and
eight (8), of Block numbered thirty-one (31) in the Village of Water-
town, according to the map or plat thereof on file and of record in
the office of the Register of Deeds, within and for Carver county,
Minnesota; that the subject of this action is real estate in the County
of Carver and State of Minnesota; that the relief demanded therein con-
sists wholly in excluding the defendants and each of them herein named
and all persons and parties unknown claiming any right, title, estate,
lien or interest whatever therein or thereto adverse to this plaintiff.

Affiant further states that she has made diligent search

and inquiry to ascertain the present whereabouts and the address of each of said defendants herein named, but that affiant has been unable to ascertain their place of residence or whereabouts; that the last place of residence of each of said defendants, so far as affiant knows was in the Village of Watertown, Carver County, Minnesota; that said defendants and each of them, have long since removed therefrom and that their present whereabouts is unknown; that affiant believes that said defendants and each of them are not residents of the State of Minnesota and cannot be found therein.

Affiant further states that personal service cannot be had upon the defendants herein named or any of them from the facts hereinbefore recited.

The present address of the defendants, named as follows; Caleb Lewis, and----Lewis, his wife, Adolphus Bradford, and ----Bradford his wife, James F. Bradford, and-----Bradford, his wife William H. Lauderdale, and -----Lauderdale, his wife, John E. Bell, and ----Bell, his wife, Charles W. Lane, and ----Lane, his wife, Georgiana Lewis, and Isaac I. Lewis, her husband, John A. Sampson and ----Sampson, his wife, Johanna Church and Peter Church, her husband, Alpha D. Cox, and----Cox, her husband, J. E. Bell, and -----Bell, his wife, Bathsheba Edwards, and J. B. Edwards, her husband, also all unknown persons or parties claiming any right, title, estate, lien or interest in the real estate described herein or any part thereof, is wholly unknown to this affiant.

Affiant further states that the above named defendants or any of them are not now residents of the State of Minnesota, and cannot be found therein; that the sheriff of Carver County, Minnesota has made his return upon the summons issued in the above entitled action ^{stating} that the above named defendants ^{or any} ~~one~~ of them cannot be found ^{in said County of Carver} ~~in the~~ state of Minnesota.

Dated this 17th day of July 1914.

Ella C. Johnson.

Subscribed and sworn to before me this 17th day of

July 1914.

Joseph D. Crawford
Notary Public, Carver County, Minn.
My commission expires May 7th 1917.

193

STATE OF MINNESOTA

COUNTY OF CARVER

DISTRICT COURT

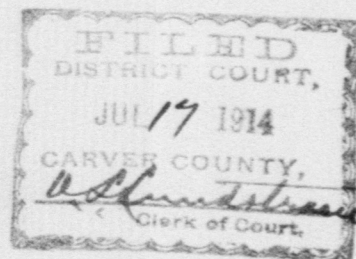
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,
Plaintiff

-----VS-----

Caleb Lewis,
Defendant.

AFFIDAVIT FOR THE
PUBLICATION OF SUMMONS



PIIGRAM & PULLIAM,
Plaintiff's Attorneys,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

E194

Affidavit of Publication

VALLEY HERALD PRINT

(First publication July 30-14.)
State of Minnesota District Court.
County of Carver Eighth Judicial District
Ella A. Johnson, Plaintiff.

—vs—
Caleb Lewis, and — Lewis,
his wife, Adolphus Brad-
ford, and — Bradford, his
wife, James F. Bradford, and
— Bradford, his wife, Wil-
liam H. Lauderdale, and
— Lauderdale, his wife,
John E. Bell, and — Bell,
his wife, Charles W. Lane,
and — Lane, his wife,
Georgiana Lewis, and Isaac
I. Lewis, her husband, John
A. Sampson, and —
Sampson, his wife, Johanna
Church and Peter Church,
her husband, Alpha D. Cox,
and — Cox, her husband,
J. E. Bell, and — Bell,
his wife, Bathsheba Edwards,
and J. B. Edwards, her hus-
band, also all other persons
and parties unknown claiming
any right, title, estate, lien
or interest in the real estate
described herein or any part
thereof.

Summons

Defendants.
The State of Minnesota, To the above
named defendants:

You and each of you are hereby sum-
moned and required to answer the com-
plaint of the plaintiff in the above entit-
led action, which complaint has been filed
in the office of the Clerk of the above
named Court, within twenty (20) days
after the date of the service of this sum-
mons upon you, exclusive of the day of
such service; and if you fail to answer
the said complaint within the time a-
foresaid, the plaintiff in this action will
apply to the above named Court for the
relief demanded in said complaint to-
gether with her costs and disbursements
herein.

Dated, July 17th, 1914.

Pilgram & Pulliam.
Attorneys for Plaintiff.

525 Temple Court Bldg., Minneapolis,
Minnesota.
State of Minnesota District Court.
County of Carver Eighth Judicial District
Ella A. Johnson, Plaintiff.

—vs—
Caleb Lewis, and — Lew-
is, his wife, Adolphus Brad-
ford, and — Bradford, his
wife, James F. Bradford, and
— Bradford, his wife, Wil-
liam H. Lauderdale, and —
Lauderdale, his wife, John E.
Bell, and — Bell, his wife,
Charles W. Lane, and —
Lane, his wife, Georgiana
Lewis, and Isaac I. Lewis,
her husband, John A. Samp-
son, and — Sampson, his
wife, Johanna Church and
Peter Church, her husband,
Alpha D. Cox, and — Cox,
her husband, J. E. Bell, and
— Bell, his wife, Bathshe-
ba Edwards, and J. B. Ed-
wards, her husband, also all
other persons and parties un-
known claiming any right, ti-
tle, estate, lien or interest in
the real estate described
herein or any part thereof.

Defendants.

To Whom It May Concern:—

Notice is hereby given that the above
entitled action has been brought in the
above named Court by plaintiff to deter-
mine the adverse claims of the above
named defendants, and each of them, and
all persons and parties unknown, to the
premises hereinafter described, and for
the purpose of having said plaintiff ad-
judged the owner in fee simple of the
following described property, to-wit: Lots
numbered three (3), four (4), five (5),
six (6), seven (7) and eight (8), of Block
numbered thirty-one (31) in the Village
of Watertown, according to the map or
plat thereof, on file and of record in the
office of the Register of Deeds, within
and for Carver County, Minnesota.

Pilgram & Pulliam.
Attorneys for Plaintiff.

525 Temple Court Bldg., Minneapolis,
Minnesota.

(First publication July 30-14.)

State of Minnesota, ss.
County of Carver.

J. E. DuSart

being duly sworn says that he is

and during all that time hereinafter mentioned has been the printer and publisher of a weekly newspaper known
as The Weekly Valley Herald, that said newspaper is a collection of reading matter in columns and sheet form,
consisting of general and local news, comment, and literary items, that during all the time for ten years last
past the said newspaper has been and now is published in the English language, weekly, in the City of Chaska, in
Carver County, Minnesota, at an established office therein, equipped with the necessary materials and skilled
workmen for producing the same, and that the said newspaper has been during all of said time and now is printed
in part in said office in said city, where the same is dated, that said newspaper during all of said time has had
and now has general circulation in said city and throughout the said Carver County, and during all of said time has con-
sisted and now consists of not less than four pages of six columns to each page, each column not less than seven-
teen and three quarter inches long, that during all of said time there has been and now is published and delivered,
weekly, at each regular issue of said paper more than 240 complete copies of said paper to paying subscribers,
that said paper is not substantially a duplicate of any other publication, is not made up wholly of patents and
plates and advertisements, that the publisher of said paper did file with the county auditor of Carver County an
affidavit setting forth the facts required by Section 2, of Chapter 53, of the Laws of the State of Minnesota for the

year 1893 and amendments thereto. That the annexed printed notice of

and Lis Pendens hereto attached and made a

part hereof, was cut from the columns of said newspaper and was published in said newspaper for

successive weeks, once in each week; that said notice was first published in said newspaper on Thursday the

30th day of July A. D. 1914 and was thereafter published in said newspaper

on each and every succeeding Thursday until and including Thursday, the 3d day of September

1914 A. D. 1914 (46 insertions) and that during all of said period said newspaper was published

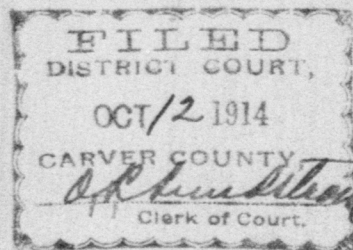
on Thursday of each week.

Sworn and subscribed to before me this 12th day of October A. D. 1914

J. E. DuSart
Notary Public
County Auditor

Notary Public, Carver County, Minnesota.

193



Reg. E-194.

Illegible
(Light Ink)

STATE OF MINNESOTA
COUNTY OF CARVER

IN DISTRICT COURT
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--vs--

AFFIDAVIT OF
NO
ANSWER

Caleb Lewis, and-----Lewis, his wife,
Adolphus Bradford, and-----Bradford, his
wife, James F. Bradford, and-----Bradford,
his wife, William H. Lauderdale, and-----
Lauderdale, his wife, John E. Bell, and
-----Bell, his wife, Charles W. Lane and
-----Lane, his wife, Georgianna Lewis and
~~*****Lexie~~ Isaac I. Lewis, her husband,
John A. Sampson, and -----Sampson, his wife,
Johanna Church and Peter Church, her husband,
Alpha D. Cox and-----her husband, J. E.
Bell and -----Bell, his wife, Bathsheba Ed-
wards and J. B. Edwards, her husband, also
all other persons and parties unknown claiming
any right, title, estate lien or interest in the
real estate described herein, or any part there-
of,

Defendants.

STATE OF MINNESOTA;
COUNTY OF HENNEPIN) ss.

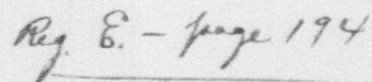
W. H. H. PILGRAM, being first duly sworn upon oath,
deposes and says; that he is one of the attorneys for the plain-
tiff in the above entitled action; that the summons in said ac-
tion was duly served upon each and all of the defendants herein
named by publishing the same in The Weekly Valley Herald, of
Chaska, Minnesota, a weekly newspaper, in accordance with the
statutes of the State of Minnesota, in such case made and pro-
vided; that more than twenty days have elapsed since said ser-
vice was complete and that each and all of the said defendants
are now wholly in default of any answer or appearance in said
matter.

Subscribed and sworn to before
me this 21 day of October, A. D.
1914.

W. H. H. Pilgram

J. M. Pulliam
Notary Public, Hennepin County, Minnesota.
My commission expires April 2nd 1919.

affidavit of
no answer



Illegible
(Light Ink)

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
EIGHTH JUDICIAL DISTRICT

Ella A. Johnson,

Plaintiff,

--vs--

FINDINGS OF FACT: CONCLUSIONS
OF LAW.

Caleb Lewis, et. al.,

Defendants.

The above entitled cause, being regularly upon the General Term Calendar of the above named Court, for October 1914, came on for hearing before Hon. P. M. Morrison, Judge of said Court on the 21st day of October, 1914. The plaintiff herein appeared by one of her attorneys W. H. H. Pilgram, and it appearing to the satisfaction of the Court that the summons in said action was duly served upon each and all of the defendants herein named and all persons or parties unknown claiming any right, title, estate, lien or interest in and to the premises hereinafter described, by publishing said summons in a legal newspaper, as required by the statutes of the State of Minnesota, in such case made and provided; that more than twenty days had elapsed since service of said summons was complete and that all of the defendants herein named, and all persons, or parties unknown, claiming any right, title, estate, .lien, or interest in and to the property hereinafter described have not answered or appeared in any manner in said action, and that they are now wholly in default in said matter.

The Court, after having examined the files in said matter and having heard the evidence adduced in said cause in support of the allegations of plaintiff's complaint herein filed, finds as

F A C T S

1st. That on the 15th day of July 1914, the plaintiff herein named was, ever since said time has been and now is the owner in fee simple and in actual possession of the following described lands, situated lying and being in the County of Carver and State of Minne-

sota, towit; Lots numbered three (3) four (4) five (5) six (6) seven (7) and eight (8) in block numbered thirty-one (31) in the Village of Watertown, Minnesota, according to the map or plat thereof on file and of record in the office of the Register of Deeds, within and for said County and State.

2nd. That the plaintiff, Ella A. Johnson, acquired title to the property hereinbefore described by warranty deeds, and that said deeds are now of record in the office of the Register of Deeds, within and for said Carver County, Minnesota.

3rd. That the plaintiff, Ella A. Johnson, was and now is the owner and in possession of the property hereinbefore described continuously ever since the 15th day of July 1914, and long prior thereto.

4th. That the defendants and each of them herein named, and all persons or parties unknown claiming any right, title, estate, lien or interest in the premises described herein have no right, title, estate lien or interest therein, adverse to the plaintiff herein, and as,

CONCLUSIONS OF LAW

The Court Finds:----

1st. That the plaintiff, Ella A. Johnson, is entitled to the judgement and decree of the Court that she is the owner in fee simple of the following described real estate, situated lying and being in the County of Carver and State of Minnesota, towit; Lots numbered three (3) four (4) five (5) six (6) seven (7) and eight (8) in block numbered thirty-one (31) in the Village of Watertown, Minnesota, according to the map or plat thereof on file and of record in the office of the Register of Deeds, within and for Carver County, Minnesota.

2nd. That the defendants, and each of them, and all persons or parties unknown, have no right, title, estate, lien or interest in the real estate hereinbefore described adverse to this plaintiff and that the defendants and each of them and all other parties or person unknown, be forever barred from asserting any right, title, estate, lien or interest in the said real estate or any part thereof.

Let Judgement be entered accordingly.

JWM Morrison
Judge.

Dated October 21st 1914.

ORIGINAL.

STATE OF MINNESOTA

COUNTY OF CARVER

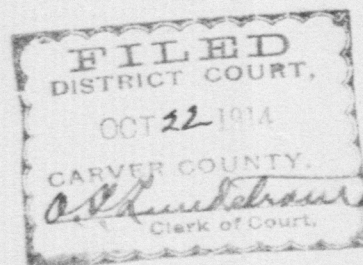
DISTRICT COURT

Ella A. Johnson,
Plaintiff,

-vs-

Caleb Lewis, et. al.,
Defendants.

FINDINGS AND ORDER



PILGRAM AND PULLIAM,
Plaintiff's Attorneys,
525 Temple Court Bldg.,
Minneapolis, Minnesota.

E.-194.

Illegible
(Light Ink)

State of Minnesota,

DISTRICT COURT.

County of Carver

Eighth

Judicial District.

Ella A. Johnson,

vs.

Plaintiff.

JUDGMENT.

Caleb Lewis, and ---Lewis, his wife, Adolphus
 Bradford, and ---Bradford his wife, James F.
 Bradford, and ---Bradford, his wife, William
 H. Lauderdale, and ---Lauderdale his wife, John
 E. Bell, and ---Bell his wife, Charles W. Lane,
 and ---Lane, his wife, Georgiana Lewis, and Isaac
 I. Lewis, her husband, John A. Sampson, and
 ---Sampson his wife, Johanna Church, and Peter
 Church, her husband, Alpha D. Cox, and ---Cox,
 her husband, J. E. Bell, and ---Bell, his wife,
 Bathsheba Edwards, and J. B. Edwards, her husband,
 also all other persons and parties unknown claim-
 ing any right, title, estate, lien or interest in the
 real estate described herein or any part thereof,
 Defendants.

The above entitled cause being regularly upon the General Calendar
 for the October ¹⁹¹⁴ General Term of said Court without a Jury and it appearing
 to the satisfaction of the Court that the summons in said action was duly
 served upon each and all of the defendants therein named and on all persons
 or parties unknown claiming any right, title, estate, lien or interest in
 and to the premises therein described by publication of said summons, and
 more than twenty days having elapsed since the service of said summons
 and no appearance or answer having been filed in said cause by said defen-
 dants and they being wholly in default in said matter, the Court duly made
 and filed its Findings of Fact and Conclusions of Law, and Order for Judg-
 ment therein.

Now, On Motion of W. H. H. Pilgram, Attorney for the plaintiff it is
 hereby Ordered, Adjudged, and Decreed That the said Plaintiff Ella A. John-
 son is the owner in fee simple of the following described real estate, sit-
 uated lying and being in the County of Carver and State of Minnesota, to-
 wit:

Lots numbered Three (3), Four (4), Five (5), Six (6), Seven (7), and
 Eight (8), in block numbered Thirty One (31), in the Village of Watertown,
 Minnesota, according to the map or plat thereof on file and of record in
 the office of the Register of Deeds, within and for Carver County, Minnesota.

And it is further Ordered, Adjudged, and Decreed that the defen-
 dants, and each of them, and all persons or parties unknown, have no right,
 title, estate, lien or interest in the real estate hereinbefore described
 adverse to this plaintiff and that the defendants and each of them and all
 other parties or persons unknown, be forever barred from asserting any
 right, title, estate, lien or interest in the said real estate or any part
 thereof.

Dated October 23rd. 1914,

By the Court,

O. L. Lundstrom
 Clerk

DISTRICT COURT,

County of *Carroll*

Ella A. Johnson
Plff

AGAINST

Caleb Lewis, et al
Defrs.

JUDGMENT ROLL.

Filed *Oct. 23rd* A. D. 19*14*

O. L. Lundstrom
Clerk of the District Court.

No. 447 3409

DISTRICT COURT,

Carver County, Minnesota

Maggie Kotel

Plaintiff

vs.

Hugo Kotel, Hugo Kotel

Defendant

Francis Muekel

Plaintiff's Attorney

Defendant's Attorney

Date of Entry

July 28 1914

Register of Actions

E1 Page 175

Term Tried

December 1914

Judgment for

Little

Amount of Judgment, \$

Date of Judgment

Dec. 12th 1914

Judgment Book

D Page 497-98

Default Judgment Book

Page

Date of Docketing

191

Z-SUM RETURN, OF NO SERVICE, TO ATTACH.

FREE PRESS BLANK BOOK MANUFACTORY MINN.

Class 6.

State of Minnesota,

County of

Carr

ss.

I hereby certify and return, that after due and diligent search, I have been unable to find the within defendant *or either of them* within my said County and the defendant aforesaid cannot be found within said *Carr* County.

Dated this

5th

day of

October 1914

Sheriff's fees, return, \$

1.00

Mileage \$

Total

\$ 1.00

Sheriff of

G. A. Gatz
Carr

County, Minn.

By

Deputy.

State of Minnesota, } ss.
COUNTY OF RAMSEY.

Form 204

8-13. 1M

I Hereby Certify and Return, That at the City of St. Paul,

County and State aforesaid, on the 27th day of August

A. D. 1914, I served the Summons and Complaint

hereto attached upon the within named Hugo Volkenant

personally, by handing to and leaving with him

a true and correct copy thereof.

Dated this 27th day of August 1914

Sheriff's Fee Service \$ 1.00

Copy - - \$ 20

Travel - - \$ 1.20

\$ 1.20

JOHN WAGENER,

Sheriff of Ramsey County, Minn.

By Lail O. Gaston Deputy.

State of Minnesota,
County of Carver,

In District Court,
Eighth Judicial District.

Maggie Wostrel, Plaintiff.

vs.

Hugo Volkenant, George Moek, Farmers Bank, Hugo Volkenant and George Moek Co-partners, who did business under the firm name of Farmers Bank, and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate of lien in or to the real estate described in the Complaint filed in the above entitled action. Defendants.

C O M P L A I N T .

The plaintiff Maggie Wostrel, respectfully represents to the Court for and as her cause of complaint against the above named defendants; the following facts; to-wit:

I,

The plaintiff Maggie Wostrel is the fee-simple owner of Lots seven and eight in Block Thirty-two in the Village of Waconia, Carver County, Minn., according to the plat thereof duly recorded in the Office of the Register of Deeds in and for Carver County, Minn.,

II,

That the plaintiff is in actual possession of said Lots seven and Eight in Block Thirty-two in the Village of Waconia, Minn, aforesaid.

III,

That on the eighth day of May, A. D. 1889, August Foie was the owner of said premises and on the eighth day of May, A. D. 1889 said August Foie and Frances Foie, his wife, made, executed and delivered to the Farmers Bank, a certain Mortgage Indenture covering said premises, as security for the payment of the principal sum of Six Hundred Dollars with interest thereon at the rate of Ten per cent per annum, payable on or before Three Years after date, which Mortgage Indenture is duly recorded on page 350 of Book "P" of the Mortgage records of Carver County, Minn.,

IV,

That on the 10th day of March A. D. 1892 Frank Wostrel acquired title in and to said premises from August Foie and Frances Foie, his wife, subject however to said Mortgage Indenture hereinbefore referred to, a copy of which is hereto attached, made part hereof and marked exhibit "A"

V,

That thereafter to-wit: on the 4th day of May, A. D. 1892, the said Frank Westrel, Dec'd, caused to be paid to the holders of said Mortgage Indenture, payment in full thereof and received from the holders thereof, to-wit: the Farmers Bank, the Original Mortgage Indenture, hereinbefore referred to, and recorded as above set forth, with the following indorsement thereon, to-wit: "PAID" May 4th - 1892, Farmers Bank, Waconia, Minn.,"

VI,

That this plaintiff is informed and believes that there was never a Satisfaction or Release of said Mortgage executed and delivered to cancel said Mortgage on the Mortgage records of Carver County, Minn., That since the 4th day of May, A. D. 1892, the Farmers Bank, which was a Co-partnership has been dissolved, that there was never an assignment of said Mortgage made and that there is no person under the law authorized to cancel of record, on behalf of the Farmers Bank, the said Mortgage Indenture referred to.

VII,

That on the Mortgage records of Carver County, Minn, the record of said Mortgage purports to be a lien on said premises when in fact the same is wholly paid, liquidated and satisfied.

VIII,

That plaintiff is informed and believes that the payments of the sums of money and the performance of the obligations catalogued in said Mortgage were never postponed or extended and said Mortgage is outlawed and barred by the Statutes of Limitations.

IX,

That the defendant claim an interest in said premises or a lien thereon ~~adverse~~ adverse to the rights of this plaintiff.

WHEREFORE, the plaintiff demands judgment that she is the fee-simple owner of said premises, free from any and all claims of defendants and for an Order or Decree cancelling said Mortgage Indenture, recorded on page 350 of Book "P" of said Mortgage records and releasing said premises from the record of such Mortgage appearing on page 350 of Book "P" and for such other and further relief as may be just under the premises.

Francis Muekel
Attorney for Plaintiff.

Mortgage Deed.

This Indenture made this eighth day of May in the year of our Lord, One Thousand Eight Hundred Eighty-nine, Between August Fois and Francis Fois, of Waconia, Carver County, State of Minnesota, parties of the First part and the Farmers Bank, same place and State aforesaid, party of the second Witnesseth, that the said parties of the first part for and in consideration of the sum of \$600.00, Six Hundred Dollars to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents, Grant, Bargain, Sell, Release, Convey and Confirm to the said party of the second part, their heirs and assigns forever all that tracts or parcels of land lying and being in the County of Carver and State of Minnesota, described as follows:---towit: Lots (7) Seven and (8) Eight of Block (32) Thirty-two in the Village of Waconia, Carver County, Minnesota, according to the recorded plat thereof now on file with the Register of Deeds of said Carver County, Minnesota. To have and to hold the same together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining to the said party of the second part their heirs and assigns forever. And the said August Fois and Francis Fois, his wife parties of the first part do Covenant with the party of the second part, their heirs and assigns as follows: First that they are lawfully seized of the said premises, Second, that they have good right to convey the same. Third that the same are free from all incumbrances and Fourth that the said party of the second part their heirs and assigns shall quietly enjoy and possess the same and that the said parties of the first part will warrant and defend the title to the same against all lawful claims. PROVIDED NEVERTHELESS, That if the said August Fois or Francis Fois his wife parties of the first part, their heirs, executors or administrators shall well and truly pay or cause to be paid to the said Farmers Bank party of the second part, their heirs executors, administrators or assigns the sum of Six Hundred Dollars \$600. according to the condition of One Promissory Note payable on or before three years with interest of ten per cent per annum until paid, ~~hereby~~ bearing even date herewith then this deed to be null and void, otherwise to be and remain in full force and effect. But if default shall be made in the payment of the said sum of money or the interest or any part thereof, at the time and in the manner ~~hereinafter~~ hereinbefore specified for the payment thereof, the said parties of the first part in such case do hereby authorize and fully empower said party of the second part, their heirs, executors, administrators and assigns to sell the said hereby granted premises at public auction and convey the same to the purchaser in fee simple, agreeable to the statute in such case made and provided and out of the moneys arising from such sale, to retain the principal and interest which shall then be due on the said Promissory note together with all costs and charges and pay the overplus if any, to the said party of the first part their heirs, executors administrators or assigns.

And the said August Fois and Francis Fois his wife, do further covenant and agree to and with the said party of the second part their heirs, executors, administrators and assigns, to pay or cause to be paid said sum of money above specified at the time and in the manner above mentioned together with all costs and expenses if any there shall be, and that he will pay all taxes and assessments of every nature, that may be assessed on said premises previous to the date appointed in pursuance of any law for the sale of lands for Town, City County, or State taxes, also Twenty-five Dollars as attorney's fees in case of foreclosure of this mortgage.

In Testimony whereof the said party of the first part has hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in presence of
Eugene Larkinger,

Geo. Mack.

August Fois,

Francis Fois.

State of Minnesota, Carver Co

County of Carver,

Be it known that on the Eighth day of May A.D. 1889 personally came before me to me personally known to be the same persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Geo Mack,

Notary Public of Carver Co.
Minn.

Exhibit "A"

No. 2168.

Mortgage Deed,

August & Frances Fois,

to

Farmers Bank.

Officer of Register of Deeds.
County of Carver.

I hereby certify that the within Deed was filed
in this office for Record on the 10th day of May,
A. D. 1889 at 11 O'clock A. M. and was duly re-
corded in Book P' of Mortgage on page 350.

Fr. Greiner, Register of Deeds.

Frederick Greiner, Register of Deeds and
Dealer in Real Estate.
Chaska, Carver County, Minn.,

Seal . ##

#####

PAID .
May 4- 1892.

Farmers Bank.
Waconia, Minn.,

State of Minnesota,

ss.

County of Carver,

I, Maggie Wostrel, on oath having been first duly sworn, depose and say that I am the plaintiff in the foregoing and above entitled action, that I have heard the foregoing Complaint read and that the statements and allegations therein contained are true except as to matters stated on information and belief and as to those matters I believe them to be true.

Maggie Wostrel

Sworn to before me this 14th day of July, 1918.

Paul A. Radde

Notary Public in and for
Carver County, Minn.,
Notary Public, Carver Co., Minn.,
My Commission Expires Dec. 20th, 1918.

STATE OF MINNESOTA

County of Carver

} ss.

In District Court

Eighth Judicial District.

Maggie Westrel, Plaintiff,

vs.

Hugo Volkenant, George Mook, Farmers Bank, Hugo Volkenant and George Mook, co-partners, who did business under the firm name of Farmers Bank, and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate of lien in or to the real estate described in the Complaint filed in the above entitled action. Defendants.

SUMMONS.

THE STATE OF MINNESOTA TO THE ABOVE NAMED DEFENDANTS:

You and each of you are hereby summoned and required to answer the complaint of the Plaintiff, which complaint is on file in the office of the Clerk of the above named Court at Chaska, Minnesota, a copy of which complaint is herewith served on you; and to serve a copy of your answer thereto upon the undersigned, ~~at Chaska, Minnesota, Carver County, Minnesota, within twenty~~ days after the service of this Summons upon you, exclusive of the day of such service, and if you fail to answer the said Complaint at the time and in the manner aforesaid, the Plaintiff will apply it to the Court for the relief demanded in the Complaint and take judgment against you as prayed for.

And you are hereby further notified that this action is brought to quiet title to real property described in the Complaint, a copy of which is hereto attached, and to establish the Plaintiff's claim against any and all claims of the above named Defendants, and forever bar all of said Defendants' therein right, title, estate, interest or lien in said premises adverse to the Plaintiff; to cancel a certain mortgage and the record thereof recorded on page 350 of book P of the mortgage records of Carver County, Minnesota, on the grounds that the same is outlawed and barred by the Statute of Limitations, and that the same is fully paid and liquidated, as will more fully appear by the said Complaint.

Dated this 26th day of August, A. D., 1914.

Francis Mueller
Attorney for Plaintiff.
Old Post Office Bldg.,
Chaska, Minnesota.

194
District Court,
Eighth Judicial Dist

0

Maggie Westrel, Plain

vs.

Hugo Volkenant, George
Mock et. al. Defendants.

RECEIVED

AUG 26 1914

JOHN WAGENER, SHERIFF
BY Hannigan
DEPUTY

COMPLAINT.



Francis Muekel, Attyr
Plaintiff.

Chaska, Minn.

E 195
218 Aurora Ave

State of Minnesota,

In District Court,

ss.

County of Carver .

Eighth Judicial District.

Maggie Wostrel, Plaintiff,

vs.

Application and Affidavit for an
Order authorizing service of
Summons by publication.

Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant and George Mock, Co-partners, who did business under the firm name of "Farmers Bank" and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate or lien in or on the real estate described in the Complaint filed in the above entitled action. Defendants.

The plaintiff, Maggie Wostrel, being first duly sworn on oath, deposes and says that she is the fee simple owner of Lots seven and eight in Block Thirty-two in the Village of Waconia, Carver Co. Minn. according to the plat thereof, duly recorded in the Office of the Register of Deeds in and for Carver County, Minn.,

That on the eighth day of May, A. D. 1889, August Foie was the owner of said premises and on said day said August Foie and Francis Foie, his wife, made, executed and delivered to the above named Farmers Bank, a certain Mortgage Indenture covering said premises, securing the payment of the principal sum of Six Hundred Dollars with interest at the rate of Ten Per cent per annum, which Mortgage is duly recorded on page 350, of Book "P" of the Mortgage Records of Carver County, Minn.,

That said Farmers Bank was not a Corporation, but a Co-partnership composed of Hugo Volkenant and George Mock ~~who~~ as such partners did business under the firm name of Farmers Bank.

That George Mock has long since departed this life, Hugo Volkenant resides in St. Paul Ramsey County, Minn., said Co-partnership having been dissolved. That the names and whereabouts of the persons defendant, except Hugo Volkenant are unknown to your affiant, notwithstanding the exercise of due diligence to ascertain such facts.

That said Mortgage Indenture was never cancelled on said Mortgage Records, and that the same appears to be a lien on said premises, notwithstanding the fact that said mortgage has been paid and satisfied in full.

That said mortgage indenture was at the time it became due and foreclosable, fully paid and I am informed ~~that~~ and believe that there was never a Satisfaction or Release of Mortgage executed by the holder thereof, said Mortgage never having been assigned. There being no person who can on behalf of said Farmers Bank, release said mortgage.

That I have a good and meritorious cause of action against the persons named in the above entitled action. Said action is instituted under Section 8060 of the General Statutes of Minnesota and for the purpose of quieting title in the plaintiff and against all claims etc., of the defendants and for the cancellation of said Mortgage Indenture on the Mortgage records of Carver County, Minn, in and to said premises.

Wherefore the plaintiff prays that the Court issue an Order, authorizing the service of the Summons in the above entitled action by publication in such case made and provided for, as against all of the above named defendants except Hugo Volkenant, whose residence is known,

Francis Muekel

State of Minnesota,

ss.

County of Carver,

I, Maggie Wostrel, being first duly sworn on oath, depose and say that I am the plaintiff in the above entitled action and that I have read the Foregoing Application and Affidavit for an Order to ~~publish~~ obtain service of the Summons in the above entitled action by Publication, and that the statements and allegations therein contained are true except as to matter stated on information and belief and as to those matters I believe them to be true.

Maggie Wostrel

Sworn to before me this 14th day of July 1914.

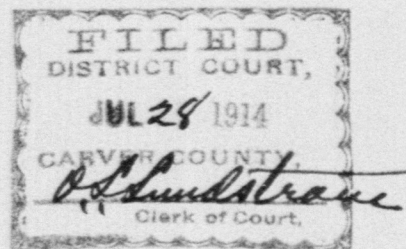
Paul A. Radde
Notary Public in and for
Carver County, Minn.
Notary Public, Carver Co., Minn.
My Commission Expires Dec. 20th, 1918.

#194
In District Court
Eighty Judicial District

Maggie Westral
vs

Hugo Volkenst George
Mock, et al. Defendants

Application.



E195

Francis Muekel
att'y for Plaintiff

State of Minnesota

In District Court,

County of Carver,

ss.

Eighth Judicial District.

Maggie Wostrel, Plaintiff.

vs.

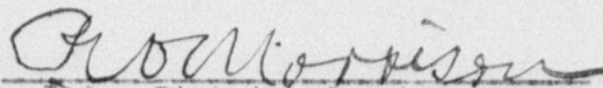
Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the firm name of "Farmers Bank" and all unknown heirs of any and all of the above named persons and all persons unknown claiming any right, title, interest estate or lien in or on the real estate described in the Complaint etc.,
Defendants.

O R D E R

Now on this 24th day of July A. D. 1914, the Application and Affidavit for an Order authorizing service of Summons by Publication having been presented to the Court. After due examination thereof and after due inspection of the plaintiff's Complaint in the above entitled action, the Court finds that the action set forth in said Complaint is an action to Try Title or to determine adverse claims and to cancel a certain Mortgage Indenture on the Mortgage records of Carver County, Minn.,

The Court further finds that all of the persons named as defendants excepting Hugo Volkenant are unknown persons defendant (according to the plaintiff's verified Complaint and Application for an Order) as against which unknown persons defendant, publication of the Summons may be had as by Statute made and provided.

It is therefore Ordered that the usual personal service of the Summons be obtained as against said Hugo Volkenant and that the plaintiff be permitted to serve Summons by publication in such manner and form according to the Statute as to all of the other defendants.


Judge District Court,
Eighth Judicial District.

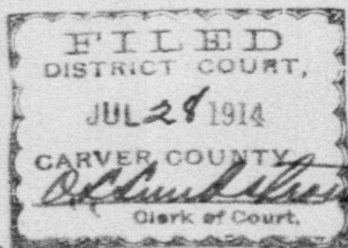
#194
In District Court
Eighth Judicial
District

Maggie Westrel
Plaintiff

vs

Hugo Volkman.
George Moeck, et al.
Defendants

Order



177
ch

Francis Muekel
Att'y for Plaintiff

SUMMONS.

State of Minnesota, } In District Court,
County of Carver, } ss Eighth Judicial District.
Maggie Wostrel, Plaintiff,

vs.

Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the firm name of "Farmers Bank" and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate or lien in or on the real estate described in the complaint in the above entitled action.

Defendants.

THE STATE OF MINNESOTA, To the above named defendants:

You and each of you are hereby notified, summoned and required to answer the complaint of the plaintiff in the above entitled action, which complaint is on file in the office of the Clerk of the above named Court at Chaska, Carver County, Minn., and to serve a copy of your answer on the subscriber of this summons, at his office in the "Old Post Office Building" in Chaska, Carver Co., Minn. within twenty days after service of this Summons on you, exclusive of the day of service, and if you fail to answer said complaint at the time and in the manner aforesaid, the plaintiff will apply to the Court for the relief demanded in said complaint.

You are further notified that the above entitled action is instituted to quiet title in the plaintiff Maggie Wostrel, in and to Lots Seven and Eight, in Block Thirty-two, in the Village of Waconia, Minn., according to the plat thereof duly recorded in the office of the Register of Deeds of Carver County, Minn.; to decree plaintiff the fee-simple owner of said premises free from all claims of each and every one of the defendants and to cancel the Mortgage recorded on page 350 of Book "F" of the Mortgage Records of Carver Co., Minn., and the record thereof on the grounds that said Mortgage is fully paid and satisfied; also on the grounds that it is outlawed and barred by the Statute of Limitations.

Dated at Chaska, Minn., Aug. 4, 1914.

FRANCIS MUEKEL,

Atty. for Plaintiff.

Old Postoffice Bldg., Chaska, Minn.

Notice of Lis Pendens.

State of Minnesota, } In the District Court;
County of Carver, } ss Eighth Judicial District
Maggie Wostrel, Plaintiff,

vs.

Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the firm name as "Farmers Bank" and all unknown heirs of any and all the above named persons, and also all persons unknown, claiming any right, title, interest, estate or lien in or to the real estate described in the complaint in the above entitled action.

Defendants.

To all to whom these presents shall come, Notice is hereby given that there is now pending in the District Court of Minnesota, in and for the County of Carver, an action between the above named plaintiff, Maggie Wostrel, and the above named defendants involving the title in and to Lots Seven and Eight, in Block Thirty-two, in

State of Minnesota, }
COUNTY OF CARVER, } ss.

Came personally before me

Ed. F. Koehring

and, being duly sworn, deposes and says that he now is, and during all the time hereinafter mentioned, has been, the printer and publisher of the **YOUNG AMERICA EAGLE**, a weekly newspaper printed and published at Young America, in said Carver County, on Friday of each week.

That he knows of his own knowledge that the printed notice of

Summons and Notice of Lis Pendens

hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for 4 successive weeks, and that all of said publi-

cations were made in the English language. That said notice was first inserted, printed and pub-

lished in said newspaper on Friday, the 7th day of August 1914

and was printed and published therein on each and every Friday thereafter until and including

Friday, the 28th day of August 1914; that during all

the time aforesaid, said newspaper was a collection of general and local news, comments and miscellaneous literary items, and regularly issued and published on Friday of each week from a known office of publication, said office being equipped with the necessary materials, presses, etc., and skilled workmen for producing same, and has consisted of not less than four pages, of five columns or more to each page, each column not less than seventeen and three-fourths inches in length, and never made up wholly of patents, plates and advertisements, or either or any of them, and has not been substantially a duplicate of any other newspaper, and has been regularly delivered each week to more than two hundred and forty paid subscribers, and that said newspaper, composed and consisting as above, set forth, was printed and published in the English language, weekly and generally circulated in Carver county for more than one year next preceding the date of the first publication of said notice.

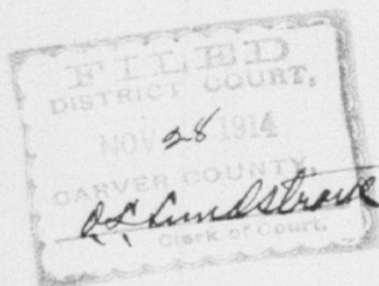
That the publisher of said newspaper has filed with the County Auditor of said Carver county an affidavit setting forth the facts required by Section 2, of Chapter 33, of the Laws of the State of Minnesota for the year 1893, and amendments thereto.

Subscribed and sworn to before me this

4th day of September

Notary Public, Carver County





State of Minnesota,

In District Court,

County of Carver,

Eighth Judicial District.

Maggie Westrel, Plaintiff,

vs.

Hugo Volkenant, George Mock, Farmer's State Bank. Hugo Volkenant & George Mock, Co-partners, who did business under the firm name of "Farmer's Bank" and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate or lien in or on the real estate described in the Complaint. etc., Defendants.

Affidavit of NO ANSWER.

I, Francis Muekel, on oath having been first duly sworn, depose and say that I am the Attorney for the above named plaintiff in said cause, that service of the Summons and Complaint in the above entitled action was obtained on Hugo Volkenant, personally, that the Sheriff of Carver County, made due return on said Summons that the other defendants could not be found in said County, that the plaintiff duly filed a sufficient affidavit, entitling her to serve said Summons etc., by publication and that due publication of said Summons was had, all of which facts appear by the files in said above entitled action. That due, legal and timely service of the Summons in said Cause was obtained on all of the above named defendants, and that the defendants and all of them have failed to serve on me, an Answer, pleading or Demurrer, or appear in defence of said Complaint, notwithstanding the fact that more than twenty days have elapsed since such service of said Summons. That more than twenty days have elapsed since said service was obtained on the defendants, and that each and every one of the defendants have failed to serve on me their Answer, Demurrer or any other pleading in said cause as by law required.

Francis Muekel

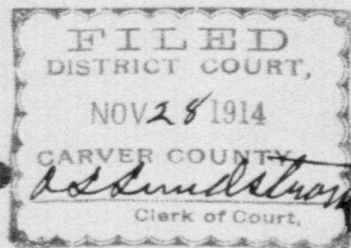
Sworn to before me this 27th day of November, 1914.

John Klauer.
Judge of Probate.

Maggie Westral
ss.

Hugo Volkenontschal

Affidavit of the
Answer.



Bonnie Wheeler
attys for Plaintiff

State of Minnesota

In District Court,

ss.

County of Carver,

Eighth Judicial District.

Maggie Wostrel, Plaintiff,

vs.

S U M M O N S.

Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the firm name of "Farmers Bank" and all unknown heirs of any and all the above named persons and also all persons unknown, claiming any right, title, interest, estate or lien in or on the real-estate described in the Complaint in the above entitled action. Defendants.

THE STATE OF MINNESOTA; TO the above named defendants;

You and each of you are hereby notified, summoned and required to answer the Complaint of the plaintiff in the above entitled action, which Complaint is on file in the Office of the Clerk of the above named Court at Chaska, Carver County, Minn., and to serve a copy of your answer on the subscriber of this summons, at his office in the "Old Post Office Building" in Chaska, Carver Co., Minn., within twenty days after service of this Summons on you, exclusive of the day of service, and if you fail to answer said Complaint at the time and in the manner aforesaid, the plaintiff will apply to the Court for the relief demanded in said Complaint.

You are further notified that the above entitled action is instituted to quiet title in the plaintiff Maggie Wostrel, in and to Lots Seven and Eight, in Block Thirty-two, in the Village of Waconia, Minn. according to the plat thereof duly recorded in the Office of the Register of Deeds of Carver County, Minn.; to decree plaintiff the fee-simple owner of said premises free from all claims of each and every one of the defendants and to cancel the Mortgage recorded on page 350 of Book "P" of the Mortgage Records of Carver Co. Minn, and the record thereof on the grounds that said Mortgage is fully paid and satisfied; also on the grounds that it is ~~now~~ outlawed and barred by the Statute of Limitations.

Dated at Chaska, Minn, Aug. 4th 1914.

Francis Muekel
Atty. for Plaintiff,
Old Postoffice Bldg.
Chaska, Minn.,

Illegible
(Light Ink)

State of Minnesota,

ss.

County of Carver,

In the District Court,

Eighth Judicial District.

Maggie Wostrel, Plaintiff.

vs.

Hugo Volkenant, George Mock, Farmers Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the Firm name as "Farmers Bank" and all unknown heirs of any and all the above named persons, and also all persons unknown, claiming any right, title, interest, estate or lien in or to the ~~faiks~~ real-estate described in the Complaint in the above entitled action, Defendants.

Notice of Lis Pendens.

To all to whom these presents shall come. Notice is hereby given that there is now pending in the District Court of Minnesota, in and for the County of Carver, an action between the above named plaintiff, Maggie Wostrel, and the above named defendants involving the title in and to Lots Seven and Eight, in Block Thirty-two, in the Village of Waconia, Carver County, Minn., according to recorded plat thereof, recorded with Register of Deeds, Carver Co. Minn. The object of said action being to quiet the title in and to said premises above described in the plaintiff Maggie Wostrel, free from any and all claims of the defendants above named and to cancel a certain Mortgage Indenture recorded on page 350 of Book "P" of the Mortgage Records of Carver County, Minn., and to release said premises from the operation of said Mortgage Indenture and the said record thereof. Said Maggie Wostrel claiming also the fee-simple title in and to said premises; — the cancellation of said Mortgage and the Record thereof on the grounds that the same is fully paid, also that the same is outlawed and barred by the Statutes of Limitations.

Dated this 28th of July, 1914.

Maggie Wostrel

By

Francis Muekel
Her attorney.

I Francis Muekel duly sworn depose and say that I have read the foregoing and the statements and allegations therein are true of my own knowledge.

Francis Muekel

Sworn to before me this
28th of July, 1914.

Albert Meyer
Register of Deeds, Carver Co. Minn.

29223

#194

Maggie Westel

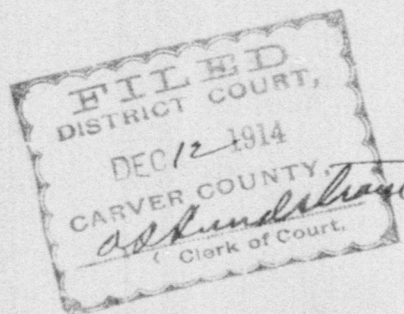
orHugo Volkman
George Mock et alNotice of Lis
PendensOFFICE OF REGISTER OF DEEDS,
STATE OF MINNESOTA
COUNTY OF CARVERI hereby certify that the within instrument
was filed for record in this office on the
28 day of July A. D. 1914 at 10 o'clock
A. M. and was duly recorded in Book

A of Lis Pend Page 190

Albert Meyer
REGISTER OF DEEDS

*

DEPUTY REGISTER OF DEEDS



F 195

Illegible
(Light Ink)

State of Minnesota,

In District Court,

County of Carver,

Eighth Judicial District.

Maggie Westrel, Plaintiff.

vs.

Hugo Volkenant, George Mock, Farmer's Bank, Hugo Volkenant & George Mock, Co-partners, who did business under the firm name of "Farmer's Bank" and all unknown heirs of any and all the above named persons, and also all persons unknown claiming any right, title, interest, estate or lien in or on the real estate described in the Complaint filed in the above entitled action. Defendants.

FINDINGS OF FACT AND CONCLUSIONS OF LAW.

The above entitled cause coming on for hearing before the above entitled Court at a Special Term thereof, on the 1st day of December, A. D. 1914, and due proof having been presented of the filing with the Clerk thereof, proof of due service of the Summons on all of the above named defendants and that no Answer or Surrender has been received from the defendants or any of them in the time allowed by law and more than twenty days having elapsed since such service of the summons was had on all the defendants, the Court upon the evidence and pleadings, finds:

As Facts.

1,

That all the material allegations contained in the plaintiff's Complaint in the above entitled action, are true.

11,,

That the plaintiff Maggie Westrel, is a resident of the County of Carver, Minn., and the real estate described in her said Complaint is situate in the County of Carver and State of Minn.,

AS CONCLUSIONS OF LAW.

That the plaintiff, Maggie Westrel, is entitled to judgment against all the defendants in the above entitled action, as follows: and it is the judgment of the Court, that the plaintiff

Maggie Westrel is the unconditional and absolute fee-simple owner

of the property described in said Complaint, to-wit: Lots seven and eight in Block Thirty-two, in the Village of Waconia, Carver County, Minn., according to the recorded plat thereof, recorded in the office of the Register of deeds, of Carver County, Minn., free from any and all claims of the defendants, individually or collectively, and it is the judgment of the Court, that the mortgage record appearing on page 350 of Book "p" of the Mortgage Records of Carver County, Minn., be and the same is hereby cancelled and held for naught and the said premises wholly released from the effect of said mortgage. Said mortgage, the record of which appears on said page and book of the Mortgage records of Carver County, Minn., having been offered and received in evidence, indorsed "Paid".

Let Judgment be entered accordingly.

W. M. Morrison
Judge 32d, Judicial District.

Dated this 1st day of December, A. D. 1914.

#194

Mogge Mottet

vs

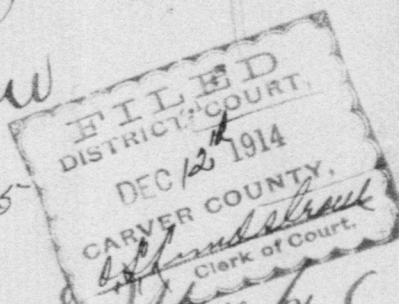
Hugo Volkert
et al

Finding of facts
and

Conclusion of

Law

E195



James H. H. H.
att'y for Plaintiff

This Indenture, Made this eight day of May
 in the year of our Lord one thousand eight hundred and Eighty nine BETWEEN August
Fois and Francisca Foie his wife, of Waconia, Carver County
State of Minnesota
 part is of the first part, and the Farmers Bank, same place and State
aforsaid.

part y of the second part,
 WITNESSETH, That the said part y of the first part, for and in consideration of the sum of \$600.00
Lin Hundred Dollars to them in hand paid by the
 said part y of the second part, the receipt whereof is hereby acknowledged, do as by these presents Grant, Bargain,
 Sell, Release, Convey and Confirm to the said part y of the second part. Their heirs and assigns, forever,
 all that tract s or parcel s of land lying and being in the County of Carver, and State of Minnesota, described as
 follows, to-wit:

Lots (7) seven and (8) Eight, of Block 32, Thirty two
in the Village of Waconia Carver County, Minnesota, according
to the recorded plat thereof, now on file with the Register
of Deeds, of said Carver County, Minnesota

TO HAVE AND TO HOLD the same, together with all the hereditaments and appurtenances thereunto belonging or in anywise apper-
 taining, to the said part y of the second part Their heirs and assigns forever.

And the said August Foie and Francisca Foie his wife
 part is of the first part, do Covenant with the said part y of the second part Their heirs and assigns, as follows: First, that
they are lawfully seized of the said premises; Second, that they have good right to convey the same; Third, that the same are
 free from all incumbrances; and Fourth, that the said part y of the second part Their heirs and assigns, shall quietly enjoy and
 possess the same; and that the said part is of the first part will Warrant and Defend the title to the same against all lawful claims.

PROVIDED, NEVERTHELESS, That if the said August Foie or Francisca Foie his wife
 part is of the first part their heirs, executors or administrators, shall well and truly pay, or cause to be paid, to the said Farmers
Bank part y of the second part Their heirs, executors, administrators or assigns, the sum of Lin Hundred Dollars
\$600.00

according to the condition of one promissory note payable on or before three
years, with interest of ten percent per annum until paid,
 bearing date herewith, then this deed to be null and void, otherwise to be and remain in full force and effect. But if default shall
 be made in the payment of the said sum of money, or the interest, or any part thereof, at the time and in the manner hereinbefore speci-
 fied for the payment thereof, the said part is of the first part, in such case do hereby authorize and fully empower said part y of the
 second part Their heirs, executors, administrators and assigns, to sell the said hereby granted premises at public auction, and convey
 the same to the purchaser in fee simple, agreeable to the statute in such case made, and provided, and out of the moneys arising from such
 sale, to retain the principal and interest which shall then be due on the said promissory note
 together with all costs and charges, and pay the overplus, if any, to the said part is of the first part Their heirs, executors, adminis-
 trators or assigns.

And the said August Foie and Francisca Foie his wife
 do further Covenant and Agree to and with the said part y of the second part Their heirs, executors, administrators and assigns,
 to pay, or cause to be paid, said sum of money above specified, at the time and in the manner above mentioned, together with all costs and
 expenses, if any there shall be; and that he will pay all taxes and assessments of every nature that may be assessed on said premises,
 previous to the day appointed in pursuance of any law for the sale of lands for Town, City, County or State Taxes; also Twenty
five Dollars, as attorney's fees, in case of foreclosure of this mortgage.

Illegible
(Light Ink)

State of Minnesota, }

DISTRICT COURT.

County of Carver }

Eighth

Judicial District.

Maggie Westrel, Plaintiff.

vs

Hugo Volkensant, George Koch, Farmers Bank,
Hugo Volkensant & George Koch, Copartners, who
did business under the firm name of
"Farmer's Bank" and all unknown heirs of any
and all the above named persons, and also
all persons unknown claiming any right, title,
interest, estate or lien in or on the real
estate described in the Complaint filed in the
above entitled action.

Defendants.

JUDGMENT. &
Decree

The above entitled cause came on for hearing before the above named Court at a Special Term thereof, on the 1st day of December, A.D. 1914, in Chambers at Worwood, Minn., and it appearing to the satisfaction of the Court that the summons in said action was duly served upon each and all of the defendants therein named and on all persons or parties unknown claiming any right, title, estate, lien, or interest in and to the premises therein described by publication of said summons, and more than twenty days having elapsed since the service of said summons and no appearance or answer having been filed in said cause by said defendants, and they being wholly in default in said matter, the Court duly made and filed its Findings of Fact and Conclusions of Law and Order for Judgment therein.

Now, Therefore, on Motion of Francis Luckel, Attorney for said Plaintiff, It is hereby Ordered, Adjudged, and Decreed that the plaintiff Maggie Westrel is the unconditional and absolute fee-simple owner of the property described in said Complaint, to-wit: Lots seven and Eight, in Block Thirty-two, in the Village of Waconia, Carver County, Minn., according to the recorded plat thereof, recorded in the office of the Register of Deeds, of Carver County, Minn., free from any and all claims of the Defendants, individually or collectively.

And it is further Ordered, Adjudged, and Decreed, that the Defendants and each of them, and all persons or parties unknown, have no right, title, estate, lien or interest in the real estate hereinbefore described adverse to this Plaintiff and the Defendants and each of them and all other persons or parties unknown, be forever barred from asserting any right, title, estate, lien or interest in the said real estate or any part thereof.

And it is further Ordered, and Adjudged and Decreed that the mortgage record appearing on page 350 of Book "p" of the Mortgage Records of Carver County, Minn., be and the same is hereby cancelled and held for naught and

DISTRICT COURT,

County of.....

AGAINST

JUDGMENT ROLL.

Filed..... A. D. 190.....

Clerk of the District Court.

Illegible
(Light Ink)

State of Minnesota, }

DISTRICT COURT.

County of _____ ss. _____ Judicial District.

JUDGMENT.

the premises wholly released from the effect of said mortgage, said mortgage, the record-- of which appears on said page and Book of the Mortgage records of Carver County, Minn., Having been offered and received in evidence, indorsed "paid"

Dated at Chaska, Minn. this 18th. day of December, A.D. 1914.

By the Court,

O. L. Lundstrom
Clerk of the District Court.

#194

DISTRICT COURT,

County of *Carver*

Maggie Hostet
Plaintiff

AGAINST

Hugo Valkenau
et al Defendants

JUDGMENT ROLL.

Filed *December 15th* A. D. 19*04*

D. Lindstrom
Clerk of the District Court.

No. 1071.

479-80