



Waseca County (Minn.).
Probate Court.
Case Files.

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NAME SANDSMARK, Tobias A.

FRAME # 535

ORIGINAL ROLL # 39

File No. 1166

Case *401*.....

Register *7*..... Page *181*.....

IN PROBATE COURT

WASECA COUNTY, MINN.

~~BOOK~~

ESTATE OF

Louis A. Sandmark
Deceased.

ESTATE OF

Deceased.

Bertha Sandsmark residing at Vivian State of Minnesota a widow of said deceased, aged 72 years.

Annie Vieg residing at Vivian State of Minnesota a daughter of said deceased, aged 40 years
Henry Sandsmark residing at Vivian State of Minnesota a son of said deceased, aged 38 years
Benjamin Sandsmark residing at Eddy State of South Dakota a son of said deceased, aged 36 years
Thomas Sandsmark residing at Eddy State of South Dakota a son of said deceased, aged 33 years
Floyd Lanphier residing at Vivian State of Minnesota a grandson of said deceased, aged 14 years

NOW, THEREFORE, It is ordered, adjudged and decreed, and this Court by virtue of the power and authority vested therein by law does hereby order, adjudge and decree, that all and singular of the above described property and lands be, and the same hereby is, assigned to and vested in the heirs of said deceased above named, in the following proportions, to-wit: To Bertha Sandsmark the homestead hereinbefore described to have and to hold the same for and during the period of her natural life, and also to the said Bertha Sandsmark an undivided one-third of the other real property, other than the homestead, hereinbefore described in fee simple. To Annie Vieg, Henry Sandsmark, Benjamin Sandsmark, Thomas Sandsmark and Floyd Lanphier the above described homestead in fee simple subject to the life estate therein of Bertha Sandsmark, and also to them in fee simple an undivided two-thirds of the real estate other than the homestead hereinbefore described.

TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said above named persons and their heirs and assigns FOREVER,

Dated this 20th day of April A. D. 1914.

Court
Seal

Fred W. Seaver

Judge of Probate,
Waseca County, Minnesota

In Probate Court

COUNTY OF WASECA

In the Matter of the Estate of

Tobias A. Sandsmark,
Deceased.

Decree of Descent of Real
Property Laws of 1901

Filed this 20th day of
April A. D. 1914, and
recorded in Book of Orders, on
page 100.

Anna V. Seaver
Clerk Judge of Probate

State of Minnesota }
COUNTY OF WASECA }

IN PROBATE COURT

In the Matter of the Estate of Tobias A. Sandsmark, Deceased.

The Petition of Henry Sandsmark having been duly made and filed herein on the 19th day of March 1914, praying, among other things, that the descent of the lands therein described and the interests of said petitioner therein be judicially determined and that this Court do make and enter its decree assigning and distributing the said real estate to the persons thereunto entitled, and the order of this Court having been duly made and filed herein fixing the time of hearing of the said petition, and due notice of said hearing having been given, served and published, according to law, and proof of said publication and service of said notice having been duly made and filed in this Court, all of which will fully appear from the files and records of this Court in said matter, and said hearing having been had pursuant to said order and notice at the time therein specified:

AND THE COURT, having duly heard and considered said matter and all the evidence produced at said hearing, makes these findings of fact and decree thereon:

FIRST: That said petitioner is a resident of Vivian in the County of Waseca State of Minnesota

SECOND: That the relationship of said petitioner to said deceased is son and heir at law and that his interest in the lands in said petition and herein described is as follows, to-wit: An undivided one-fifth interest in the homestead herein-after described and an undivided two-fifteenth interest in the other real estate hereinafter described.

THIRD: That said Tobias A. Sandsmark, deceased, died at Vivian in the County of Waseca and State of Minnesota on the 14th day of March A. D. 1882.

FOURTH: That the said Tobias A. Sandsmark, deceased, died in testate
(If there is a Will, so state)

FIFTH: That said Tobias A. Sandsmark deceased, at the time of his death was the owner and seized of a certain estate in and to lands lying and being in the County of Waseca, State of Minnesota, which said estate and said lands are described as follows, to-wit:

The homestead described as the North Half of the Southeast Quarter of Section Number Five, Township One Hundred Five North of Range Twenty-four West. Other lands described as the Northwest Quarter of the Northwest Quarter of Section Number Eight, Township One Hundred Five North of Range Twenty-four West.

SIXTH: That more than five years have elapsed since the death of said deceased, and that no will has been probated and no administration granted in this State upon the estate of said deceased.

SEVENTH: That the names, ages, residence and relationship to said deceased of all the heirs of said deceased, are as follows, to wit:

FILED In my office this 18th
day of April..... 1918.....

Anna S. Rouse
Clerk Judge of Probate,
Waseca County, Minn.

State of Minnesota, } ss
County of Waseca,

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereafter named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of Order

For Hearing Upon Petition for Determination of Decent of Land

was taken from said newspaper and was duly published therein once in each week for 3 successive weeks, on the regular publication days of said paper, on the following days to wit:

Mon. 25 & Apr 1 1914-14

Printer's fees, \$ *5.80*

J. A. Henry
subscribed and sworn to before me

Apr. 15th A. D. 1914,

Fred W. Senn,
Probate Judge,

Order for Hearing Upon Petition for Determination of Decent of Land.

State of Minnesota, In Probate
County of Waseca, Court.

In the Matter of the Estate of Tobias A. Sandmark, deceased.

The Petition of Henry Sandmark having been duly presented and filed in this Court, among other things, that one Tobias A. Sandmark who resided last prior to his death at Vivian in the State of Minnesota died at Vivian in the County of Waseca State of Minnesota on the 14th day of March 1882, seized of an estate of inheritance in certain lands in the County of Waseca State of Minnesota, described in said petition, and that said petitioner has an interest in said lands, and that more than five years have elapsed since the death of said Tobias A. Sandmark deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of lands and of the interest of said petitioner therein be by this Court determined and said lands assigned to such persons as may be entitled thereto by law.

Now Therefore, It is ordered that the said petition be heard at a term of this Court, to be held at the Probate Office, in the City of Waseca in said County of Waseca State of Minnesota, on Monday the 20th day of April A. D. 1914, at 10 o'clock A. M.

It Is Further Ordered, That notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Janesville Argus a weekly newspaper printed and published in Janesville in said county.

Dated March 20th, 1914.

By the Court,

Fred W. Senn,

(Court Seal)

Judge of Probate.

State of Minnesota, }
County of Waseca, } SS

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereafter named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of Order

*For Hearing Upon Petition for
Determination of Decent of Land*

was taken from said newspaper and was duly published therein once in each week for 3 successive weeks, on the regular publication days of said paper, on the following days to wit:

Mon. 25 & Apr 14-14

Printer's fees, \$ *5.80*

subscribed and sworn to before

me *Apr. 15th* A. D. 1914,

Fred W. Senn,

Probate Judge.

Order for Hearing Upon Petition for
Determination of Decent of Land.

State of Minnesota, }
County of Waseca, } Probate
Court.

In the Matter of the Estate of Tobias
A. Sandsmark,

The Petitioner, Sandsmark
having been duly and filed in
this Court, among other
things, that said Sandsmark
who resided last prior to his death at
Vivian in the State of Minnesota died
at Vivian in the County of Waseca
State of Minnesota on the 14th day of
March 1882, seized of an estate of in-
heritance in certain lands in the County
of Waseca State of Minnesota, described
in said petition, and that said petitioner
has an interest in said lands, and that
more than five years have elapsed since
the death of said Tobias A. Sandsmark
deceased, and that administration has
not been granted or had of said estate
in this state, and praying that the de-
cent of lands and of the interest of said
petitioner therein be by this Court de-
termined and said lands assigned to
such persons as may be entitled there-
to by law.

Now Therefore, It is ordered that the
said petition be heard at a term of this
Court, to be held at the Probate Office,
in the City of Waseca in said County of
Waseca State of Minnesota, on Monday
the 20th day of April A. D. 1914, at 10
o'clock A. M.

It Is Further Ordered, That notice of
said hearing of said petition be given
by the publication of this order once in
each week for three successive weeks
prior to said day of hearing, in the
Janesville Argus a weekly newspaper
printed and published in Janesville in
said county.

Dated March 20th, 1914.

By the Court,

Fred W. Senn,

(Court Seal)

Judge of Probate.

IN PROBATE COURT

County of _____

In the Matter of the Estate of

Tobias A. Sandmark,

Deceased.

**Order for Hearing on Petition for
Determination of Descent of
Land. Chap. 346, Laws
of 1901.**

Filed this 20th _____ day of
March _____ A. D. 1904, and
recorded in Book J _____ of Orders, on
page 99 _____

Anna V. Boive

Clerk Judge of Probate.

State of Minnesota, }
County of Waseca } ss.

IN PROBATE COURT,

In the Matter of the Estate of Tobias A. Sandsmark Deceased.

THE PETITION OF Henry Sandsmark

having been duly made and filed in this Court, representing, among other things, that one

Tobias A. Sandsmark who resided last prior to his death at

Vivian in the State of Minnesota died at Vivian

in the County of Waseca State of Minnesota on the 14th
1882

day of March 100, seized of an estate of inheritance in certain lands in the County of

Waseca State of Minnesota, described in said petition, and that said petitioner

has an interest in said lands, and that more than five years have elapsed since the death of said
Tobias A. Sandsmark deceased, and that administration has

not been granted or had of said estate in this state, and praying that the descent of said lands and of the
interest of said petitioner therein be by this Court determined and said lands assigned to such persons as
may be entitled thereto by law.

NOW, THEREFORE, It is ordered that the said petition be heard at a term of this Court, to be held
at the Probate Office, in the City of Waseca in said County of Waseca
State of Minnesota, on Monday the 20th day of April
A. D. 1904, at 10 o'clock A.M.

IT IS FURTHER ORDERED, That notice of said hearing of said petition be given by the publication
of this order once in each week for three successive weeks prior to said day of hearing, in
the Janesville Argus a Weekly newspaper
printed and published in Janesville in said County.

Dated March 20th, 1904

By the Court,

Fred W. Senior
Judge of Probate.

State of Minnesota,

County of Waukegan

ss.

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

Henry Sandmark
Subscribed and sworn to before me this 19th day of March A. D. 1914

Frederick Peterson
County Auditor
Notary Public Waukegan County, Minnesota.

IN PROBATE COURT

County of _____

In the Matter of the Estate of

Tobias A. Sandmark,
Decensed.

**Petition for Determination
of Descent of Land.**

Chap. 346, Laws of 1901.

Filed this 20th day of

March 1914

Anna V. Rosend
Clerk Judge of Probate.

State of Minnesota,

County of Waseca

IN PROBATE COURT.

In the Matter of the Estate of Tobias A. Sandmark Deceased.Your petitioner Henry Sandmark respectfully represents and states:FIRST: That he is a resident of Wixom Township in the County of Waseca State of MinnesotaSECOND: That he is a son and heir at law
(HERE STATE RELATIONSHIP TO DECEASED.)

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

THIRD: That Tobias A. Sandmark deceased, died at Wixom in the County of Waseca and State of Minnesota on the 14th day of March 1904.FOURTH: That said Tobias A. Sandmark deceased, died intestate

(HERE GIVE BRIEF STATEMENT OF LAST WILL, IF ANY.)

FIFTH: That said Tobias A. Sandmark deceased, died being the owner of and seized of certain lands lying and being in the County of Waseca and State of Minnesota, described as follows, to-wit: Homestead - The North One-Half of the South East quarter of Sec. 5, Township 105 North of Range 24 West - Other Land - the North West quarter of the Northwest quarter of Sec. 8, Twp. 105 Range 24 W.And the interest of your petitioner in said land is as follows, to-wit: An undivided One-Fifth of the above described property subject to the widow's life estate in said homestead. That more than five (5) years have elapsed since the death of said deceased, and that no will has been probated, and no administration granted in this State upon the estate of the said deceased.SIXTH: That the names, ages, residence and relationship to said deceased of all the heirs of said Tobias A. Sandmark deceased, according to the best information of your petition, are as follows, to-wit:Bertha Sandmark residing at Wixom State of Minnesota a widow of said deceased, aged 72 years.Annie Wieg residing at Wixom State of Minnesota a daughter of said deceased, aged 40 years.Henry Sandmark residing at Wixom State of Minnesota a son of said deceased, aged 38 years.Benjamin Sandmark residing at Eddy, So. Dak. State of Minnesota a son of said deceased, aged 36 years.Floyd Langhies residing at Wixom State of Minnesota a grandson of said deceased, aged 14 years.

WHEREFORE, Your petitioner prays that said Court do proceed to hear and determine the facts set forth in this petition; that the descent of said lands and the interest of your petitioner therein be judicially determined; that said Court do make and enter its decree assigning and distributing the said real estate to the persons thereunto entitled under said deceased and for such other and further relief as to the Court shall seem proper and necessary under the laws of the State of Minnesota.

Henry Sandmark Petitioner.Dated this 19th day of March 1904.

NAME SHEEHAN, Mary

FRAME # 548

ORIGINAL ROLL # 39

File No. 1167

Case *395*

Register *Two* Page *174*

IN PROBATE COURT

WASECA COUNTY, MINN.

ESTATE OF

Mary Sheehan

Deceased.

ESTATE OF

Deceased.

State of Minnesota

County of _____

Court

Plaintiff

vs.

Defendant

Due and personal service of the within
is hereby admitted

this _____ day of _____

A. D. 191 _____

Attorney for _____

Moonan & Moonan, Waseca, Minn.

Attorneys for _____

FILED in my office this 26th
day of February 1914
and recorded in Book 10
Page 468 Anna M. Quinn
clerk. of Probate,
Waseca County, Minn.

STATE OF MINNESOTA } ss.
County of _____

being first duly sworn upon oath,
in said County and State, on the

deposes and says that at the

day of _____ 191 _____, he served the within

upon _____ the _____ therein

named, personally, by _____ leaving with said

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

; that said _____ is to affiant well known

to be the same _____ as the within named _____

Subscribed and sworn to before me this _____

day of _____

191 _____

STATE OF MINNESOTA

COUNTY OF WASECA

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
MARY SHEEHAN, DECEASED.

The petition of Dennis Sheehan having been made and filed on the 26th day of January, A.D. 1914, praying, among other things, that the descent of the lands therein described and the interest of said petitioner therein be judicially determined, and that this court do make and enter its decree assigning and distributing the said real estate to the persons thereunto entitled, and the order of this Court having been duly made and filed herein, fixing the time of hearing of said petition and due notice of said hearing having been given, served and published, according to law, and proof of said publication and service of said notice having been duly made and filed in this court, all of which will fully appear from the files and records in this court in said matter, and said hearing having been had pursuant to said order and notice at the time therein specified:

AND THE COURT, having duly heard and considered said matter and all the evidence produced at said hearing makes these findings of fact and decree thereon:

(a) That said petitioner is a resident of the City of Waseca in the County of Waseca and State of Minnesota.

(b) That the relationship of said petitioner to said deceased is a son and that his interest in said lands in said petition and herein described at the time of the death of said Mary Sheehan was an undivided one-tenth interest in said real estate and all thereof as heir at law of said Mary Sheehan, deceased, and that subsequent to the death of Mary Sheehan, deceased, he acquired further and additional interest in said land by reason of purchases from the other surviving heirs.

(c) That said Mary Sheehan, deceased, died in the Town of St. Mary's in the County of Waseca and State of Minnesota, on the 30th day of June, A.D. 1892.

(d) That said Mary Sheehan, deceased, died intestate.

2.

(e) That said Mary Sheehan, deceased, at the time of her death was the owner and seized of a certain interest in and estate in and to lands lying and being in the County of Waseca and State of Minnesota, and described as follows, towit: the west one-half of the northeast quarter, the west one-half of the southwest quarter and the southwest quarter of the northwest quarter, of Section seventeen (17); the northwest quarter of the northwest quarter of Section twenty (20); the southwest quarter of Section eighteen (18); the northeast quarter of the southwest quarter of Section nine (9), all in township one hundred seven (107), range twenty-three (23); and the south one-half of the southeast quarter of the northwest quarter of Section one (1), township one hundred seven (107), Range twenty-four (24), which interest and estate consisted of an undivided one-third interest therein.

(f) That more than five years have elapsed since the death of said deceased, and that no will has been probated and no administration granted in this state upon the estate of said deceased.

(g) That the names, ages, residence and relationship to said deceased of all the heirs of said deceased, are as follows, towit:

Malachi Sheehan residing at the City of Waseca, County of Waseca and State of Minnesota, a son of said deceased.

Ellen Lilly, formerly Ellen Sheehan, residing at the City of Waseca, County of Waseca and State of Minnesota, a daughter of said deceased.

Kate Sheehan, residing at the Township of St. Mary's, County of Waseca, State of Minnesota, a daughter of said deceased.

Anna Baldwin, formerly Anna Sheehan, who sometimes writes her name as Annie L. Sheehan, residing at the City of Waseca, County of Waseca and State of Minnesota, a daughter of said deceased.

Mary Sheehan, residing at the City of Waseca, County of Waseca and State of Minnesota, a daughter of said deceased.

Garret Sheehan, residing at Butte, in the State of Montana,

3.

a son of said deceased.

James Sheehan, residing at the Township of St. Mary's, County of Waseca and State of Minnesota, a son of said deceased.

John Sheehan, residing at the City of Waseca, County of Waseca and State of Minnesota, a son of said deceased.

Caroline Sheehan, residing at Gerlach in the State of Nevada, a daughter of said deceased.

Dennis Sheehan, residing at the City of Waseca, County of Waseca and State of Minnesota, a son of said deceased.

NOW, THEREFORE, It is ordered, adjudged and decreed, and this Court by virtue of the power and authority vested therein by law does hereby order, adjudge and decree, that all and singular of the above described property and lands be, and the same hereby is, assigned to and vested in the heirs of said deceased above named, in the following proportions, towit:

To the said Malachi Sheehan, Ellen Lilly, formerly Ellen Sheehan, Kate Sheehan, Anna Baldwin, formerly Anna Sheehan, who sometimes writes her name as Annie L. Sheehan, Mary Sheehan, Garret Sheehan, James Sheehan, John Sheehan, Caroline Sheehan and Dennis Sheehan, the fee title in and to the following described property, towit, the west one-half of the northeast quarter, the west one-half of the southwest quarter and the southwest quarter of the northwest quarter, of Section seventeen (17); the northwest quarter of the northwest quarter of Section twenty (20); the southwest quarter of Section eighteen (18); the northeast quarter of the southwest quarter of Section nine (9), all in township one hundred seven (107), range twenty-three (23); and the south one-half of the southeast quarter of the northwest quarter of Section one (1), township one hundred seven (107), range twenty-four (24) in Waseca County, Minnesota, and said real estate hereinbefore described is hereby assigned to and vested in the persons above named, share and share alike.

TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging or in anywise apper-

4.

taining, to the said above named persons and their heirs and assigns
FOREVER.

This decree, however, is made without prejudice to any conveyances made of any of said land by any of the heirs at law of said deceased, prior to the making of this decree.

Dated this 24th day of February, A.D. 1914.

Fred W. Senn
.....
Judge of Probate
Waseca County, Minnesota.

FILED in my office t. *23rd*
day of.....*February*.....19*14*.....

Amasa L. Brown
clerk Judge of Probate,
Waseca County, Minn.

Printer's Affidavit of Publication

Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, County of Waseca,
In Probate Court.
In the matter of the estate of Mary Sheehan,
deceased.

The petition of Dennis Sheehan having been made and filed in this court representing, among other things, that one Mary Sheehan, who resided last prior to her death at county of Waseca in the state of Minnesota, died at St. Mary's in the county of Waseca, state of Minnesota, on the 30th day of June 1892, seized of an estate of inheritance of certain lands situated in the county of Waseca and State of Minnesota; described in said petition; and that said petitioner has an interest in said lands and that more than five years have elapsed since the death of said Mary Sheehan and that administration has not been granted or had of said estate in this state and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca state of Minnesota, on Monday the 23rd day of February, A. D. 1914, at 10 o'clock, a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published at Waseca, Minn., in said county.

Dated Jan. 26, 1914.

By the court.

Fred. W. Senn,

Judge of Probate.

(Court Seal)

STATE OF MINNESOTA

COUNTY OF WASECA

duly sworn, deposes and says that he knows of his own knowledge, that the pri

Order for Hearing Upon Petition for Determination of

hereto attached, was cut from the columns of the weekly newspaper known as

HERALD," that said notice was printed and published in said newspaper once in

three successive weeks; that said notice was first printed and published in

on Thursday, Jan. 29, 1914, and was thereafter printed and published in

on each and every succeeding Thursday until and including Thursday, Feb. 1, 1914

that during the time aforesaid, said newspaper was regularly printed and published of each week at the City of Waseca, State of Minnesota. Affiant further says that during all the time of the publication of said notice has been, editor ~~for~~ of said newspaper. Affiant further says that he knows of his own knowledge that all of the following existed for at least one year immediately prior to the first publication of said notice the full period of said publication, to-wit: First, said newspaper has been printed from which it purports to be issued, to-wit, the City of Waseca, in said County a printed in the English language; and has consisted of at least four pages with to the page, each seventeen and three-fourths inches long; Second, that it has been once each week from a known office established in said place of publication and skilled workmen and the necessary material for preparing and printing the same (paper press); Third, that it has contained, and now contains, general and local news and miscellany, not wholly nor substantially duplicating any other publication, and made up of patents, plate matter and advertisements, or any or either of them; Fourth, that it has been circulated in and near its said place of publication to the extent of not less than a complete copies thereof regularly delivered to paying subscribers; that prior to the date of publication of said notice, the publishers of said newspaper filed in the office of the Notary of said County of Waseca, State of Minnesota, the affidavit required by section 1905.

Subscribed and sworn to before me this 23rd day of Feb.

Notary Public, Waseca, county, Minn.

sion expires Nov. 22

Publication Fee: \$7.25; weeks; folios.

Printer's Affidavit of Publication

STATE OF MINNESOTA

COUNTY OF WASECA

....., being first

duly sworn, deposes and says that he knows of his own knowledge, that the printed notice of

Order for Hearing Upon Petition for Determination of Descent of Land
hereto attached, was cut from the columns of the weekly newspaper known as the "WASECA

HERALD," that said notice was printed and published in said newspaper once in each week for

three successive weeks; that said notice was first printed and published in said newspaper

on Thursday, *Jan. 29, 1914*, and was thereafter printed and published in said newspaper

on each and every succeeding Thursday until and including Thursday, *Feb. 19, 1914*;

that during the time aforesaid, said newspaper was regularly printed and published on Thursday

of each week at the City of Waseca, State of Minnesota. Affiant further says that he now is, and

during all the time of the publication of said notice has been, editor ~~for~~ of said newspaper.

Affiant further says that he knows of his own knowledge that all of the following conditions have

existed for at least one year immediately prior to the first publication of said notice, and during

the full period of said publication, to-wit: First, said newspaper has been printed in the place

from which it purports to be issued, to-wit, the City of Waseca, in said County and State; and

printed in the English language; and has consisted of at least four pages with five columns

to the page, each seventeen and three-fourths inches long; Second, that it has been issued at least

once each week from a known office established in said place of publication and equipped with

skilled workmen and the necessary material for preparing and printing the same (excepting news-

paper press); Third, that it has contained, and now contains, general and local news, comment

and miscellany, not wholly nor substantially duplicating any other publication, and not entirely

made up of patents, plate matter and advertisements, or any or either of them; Fourth, that it has

been circulated in and near its said place of publication to the extent of not less than 240 com-

plete copies thereof regularly delivered to paying subscribers; that prior to the date of the first

publication of said notice, the publishers of said newspaper filed in the office of the County Audi-

tor of said County of Waseca, State of Minnesota, the affidavit required by section 5516, Revised

Laws 1905.

Subscribed and sworn to before me this *23d* day of *Feb*, 191*4*

Fred W. Senn
Notary Public, Waseca, county, Minn. My commis-

sion expires *Nov. 22*, 191*6*.

Publication Fee: \$ *7.25*; weeks; folios.

First publication Jan 29

Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, County of Waseca,
In Probate Court.

In the matter of the estate of Mary Sheehan,
deceased.

The petition of Dennis Sheehan having been made and filed in this court representing, among other things, that one Mary Sheehan, who resided last prior to her death at county of Waseca in the state of Minnesota, died at St. Mary's in the county of Waseca, State of Minnesota, on the 30th day of June 1892, seized of an estate of inheritance of certain lands situated in the county of Waseca and State of Minnesota; described in said petition; and that said petitioner has an interest in said lands and that more than five years have elapsed since the death of said Mary Sheehan and that administration has not been granted or had of said estate in this state and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca state of Minnesota, on Monday the 23rd day of February, A. D. 1914, at 10 o'clock a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published at Waseca, Minn. in said county.

Dated Jan 26, 1914.

By the court.

Fred. W. Senn,

Judge of Probate.

(Court Seal)

No.

IN PROBATE COURT.

IN THE MATTER OF

Mary Sheehan.

ORDER FOR ADJOURNMENT.

Filed February 23, 1914.

Anna H. B. we
clk. Judge of Probate.

No. 317.

State of Minnesota,
County of Waseca

} ss.

IN PROBATE COURT,

Special Term,Held February 23, 1914

IN RE Order for Hearing Upon Petition for
Determination of Descent of Land,

IN THE MATTER OF the estate of Mary Sheehan,
Deceased.

On the Application of Dennis Sheehan, petitioner,
in the above entitled matter:

Ordered, That the hearing of the above matter be, and the same is hereby, adjourned to the
24th day of February 1914, at 10 o'clock A. M.,
at the office of the Judge of Probate, in Waseca in said County.

Fred W. Seun,
Judge of Probate.

In Probate Court

COUNTY OF WASECA

In the Matter of the Estate of

Mary Sheehan
Deceased.

Order for Hearing on Petition for
Determination of Descent of
Land. Chap. 346, Laws
of 1901

Filed this *26th* day of

January A. D. 191*4*, and

recorded in Book *J* of Orders, on

page *95*.

Anders Berge
Clerk of Probate

State of Minnesota }
COUNTY OF WASECA }

ss

IN PROBATE COURT

In the Matter of the Estate of Mary Sheehan Deceased.

THE PETITION OF Dennis Sheehan

having been duly made and filed in this Court, representing, among other things, that one

Mary Sheehan

who resided last prior to ^{her} ~~his~~ death at

County of Waseca in the State of Minnesota died at St Mary's

in the County of Waseca State of Minnesota on the thirtieth

day of June 1892, seized of an estate of inheritance in certain lands in the County of Waseca,

State of Minnesota, described in said petition, and that said petitioner has an interest in said lands and that

more than five years have elapsed since the death of said Mary Sheehan

deceased, and that administration has

not been granted or had of said estate in this state, and praying that the descent of said lands and of the in-

terest of said petitioner therein be by this Court determined and said lands assigned to such persons as may

be entitled thereto by law.

NOW, THEREFORE, It is ordered that the said petition be heard at a term of this Court, to be held at

the Probate Office, in the City of Waseca, in said County of Waseca, State of Minnesota on Monday

the 23rd day of February A. D. 1914 at ten o'clock A M.

IT IS FURTHER ORDERED, That notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing in

Waseca Herald a weekly newspaper printed and

published at Waseca, Minnesota in said County,

Dated January 26, 1914

By the Court:

Court
Seal

Fred W. Seann,
Judge of Probate,

~~Recorded at Black Hawk~~
~~at Black Hawk~~

State of Minnesota

County of Waseca

probate Court

In the matter of the
Estate of Mary Sheehan Plaintiff
vs.

Defendant

petition for determination

Due and personal service of the within
is hereby admitted

this day of

A. D. 191

Attorney for

Moonan & Moonan, Waseca, Minn.

Attorneys for

Filed January 26th 1914
Anna S. Rowe
clk. of Probate.

STATE OF MINNESOTA } ss.
County of

being first duly sworn upon oath,

deposes and says that at the

day of 191, he served the within

upon

the

therein

named, personally, by

leaving with said

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

; that said

is to affiant well known

to be the same

as the within named

Subscribed and sworn to before me this

day of

191

STATE OF MINNESOTA

COUNTY OF WASECA

IN PROBATE COURT

IN THE MATTER OF THE ESTATE OF
MARY SHEEHAN, DECEASED.

Your petitioner respectfully represents and states:

That he is a resident of the town of St. Mary's, in the County of Waseca and State of Minnesota.

That he is a son of deceased and that he claims to have and is entitled to an interest in the lands hereinafter described as hereinafter set forth.

That Mary Sheehan died at St. Mary's in the County of Waseca and State of Minnesota, on the 30th day of June, A.D. 1892.

That said Mary Sheehan died intestate.

That said Mary Sheehan, deceased, died being the owner of and is seized of an interest in the following described lands situate in the **the west one-half of the northeast quarter** County of Waseca and State of Minnesota, to-wit, the west one-half of the southwest quarter and the southwest quarter of the northwest quarter, of Section seventeen (17); the northwest quarter of the northwest quarter of Section twenty (20); the southwest quarter of Section eighteen (18); the northeast quarter of the southwest quarter of Section nine (9), all in township one hundred seven (107), Range twenty-~~three~~(23); and the south one-half of the southeast quarter of the northwest quarter of Section one (1), township one hundred seven (107), range twenty-four (24).

That your petitioner is entitled to an interest in said land as an heir at law of said Mary Sheehan, deceased. That more than five years have elapsed since the death of said deceased, and that no will has been probated and no administration granted in this state upon the said estate of the said deceased.

That the names, ages, residence and relationship to said deceased, of all the heirs ^{at law} of said deceased, according to the best information of your petitioner are as follows: to-wit.

IN THE VALLEY OF THE ESTATE OF

CORRECTION OF MISTAKE
STATE OF MINNESOTA

IN PROBATE COURT

Malachi Sheehan, Waseca, Minn., a ~~son~~ said deceased.
Ellen Lilly, Waseca, Minnesota, a daughter of said deceased.
Kate Sheehan, a daughter of said deceased.
Anna Baldwin, Waseca, Minnesota, a daughter of said deceased.
Mary Sheehan, a daughter of said deceased.
Gerrit Sheehan, a daughter of said deceased.
Jane Sheehan, a daughter of said deceased.
John Sheehan, a son of said deceased.
Caroline Sheehan, a daughter of said deceased.
Dennis Sheehan, Waseca, Minnesota, a son of said deceased.

WHEREFORE, Your petitioner prays that said Court do proceed to hear and determine the facts set forth in this petition; that the descent of said lands and the interest of your petitioner therein be judicially determined; that said Court do make and enter its decree assigning and distributing the said real estate to the persons thereunto entitled under said deceased and for such other and further relief as to the Court shall seem proper and necessary under the laws of the State of Minnesota.

Dennis Sheehan

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

STATE OF MINNESOTA)
COUNTY OF WASECA) ss.

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

Dennis Sheehan

Subscribed and sworn to before me

This 26th day of January, A.D. 1914.

Joseph B. Norman
Notary Public, Waseca County, Minn.
My Commission expires Oct-26-1918

NAME SIMONS, Orlando

FRAME # 567

ORIGINAL ROLL # 39

File No. 1168

Case 337

Register Two Page 116

IN PROBATE COURT

WASECA COUNTY, MINN.

ESTATE OF

Orlando Simons

Deceased.

ESTATE OF

Deceased.

Wareca County
Maine

Probate Court

Proof of Notice to Heirs

Filed this 6th day
of October 1913

Chas. Spillane
Judge of Probate.

Wife died Feb. 1912.

STATE OF MINNESOTA,
COUNTY OF LE SUEUR. SS.

First publication July 24th.

Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, county of Waseca, ss.

In probate court.

In matter of the estate of Orlando Simons, deceased.

The petition of Edith E. Galagan having been duly made and filed in this court, representing, among other things, that one Orlando Simons who resided last prior to his death at Janesville in the state of Minnesota died at Janesville in the county of Waseca, state of Minnesota on the 27th day of June, 1905, seized of an estate of inheritance in certain lands in the county of Waseca, state of Minnesota, described in said petition and that said petitioner has an interest in said lands, and that more than five years have elapsed since the death of said Orlando Simons, deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca, state of Minnesota, on Tuesday the 26th day of August A. D. 1913, at 10 o'clock a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published in said county.

Dated July 22, 1913.

By the court.
Chas. Spillane,
Judge of Probate.

(Court Seal)

Edith E. Galagan being first duly sworn, deposes and says that she is one of the children and heirs at law of Orlando Simons, late of Waseca County, deceased, and resides at Le Sueur Center, in said County. That on the 13th day of August, 1913, she mailed a correct copy of the annexed printed notice to each of the following named persons, duly enveloped, postage prepaid and addressed as follows:

One to Theodore Simons, Madison Lake, Minn.
One to Alice Thwing, Minneapolis, Minn.
One to Ellen Williams, Mankato, Minn.
One to Perry Simons, Elysian, Minn.
One to Rosetta Bignall, Elysian, Minn.
One to Bessie Smith, Elysian, Minn.
And one to Dessie Smith, Elysian, Minn.

That the first five named persons are the children of said Orlando Simons, deceased, and the last two above named the children of Mary Smith, a deceased daughter of said Orlando Simons, deceased.

Edith E. Galagan

Subscribed and sworn to before me this 2nd day of October, 1913.

Charles Spillane

Notary Public Le Sueur County, Minn.
My commission expires Jan. 5th 1916

STATE OF MINNESOTA,
COUNTY OF LE SUEUR. SS.

First publication July 24th.
Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, county of Waseca, ss.
In probate court.
In matter of the estate of Orlando Simons, deceased.

The petition of Edith E. Galagan having been duly made and filed in this court, representing, among other things, that one Orlando Simons who resided last prior to his death at Janesville in the state of Minnesota died at Janesville in the county of Waseca, state of Minnesota on the 27th day of June, 1905, seized of an estate of inheritance in certain lands in the county of Waseca, state of Minnesota, described in said petition and that said petitioner has an interest in said lands, and that more than five years have elapsed since the death of said Orlando Simons, deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca, state of Minnesota, on Tuesday the 26th day of August A. D. 1913, at 10 o'clock a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published in said county.

Dated July 22, 1913.

By the court.
Chas. Spillane,
Judge of Probate.

(Court Seal)

Edith E. Galagan being first duly sworn, deposes and says that she is one of the children and heirs at law of Orlando Simons, late of Waseca County, deceased, and resides at Le Sueur Center, in said County. That on the 13th day of August, 1913, she mailed a correct copy of the annexed printed notice to each of the following named persons, duly enveloped, postage prepaid, and addressed as follows:

One to Theodore Simons, Madison Lake, Minn.
One to Alice Thwing, Minneapolis, Minn.
One to Ellen Williams, Mankato, Minn.
One to Perry Simons, Elysian, Minn.
One to Rosetta Bignall, Elysian, Minn.
One to Bessie Smith, Elysian, Minn.
And one to Dessie Smith, Elysian, Minn.

That the first five named persons are the children of said Orlando Simons, deceased, and the last two above named the children of Mary Smith, a deceased daughter of said Orlando Simons, deceased.

Edith E. Galagan

Subscribed and sworn to before me this 2nd day of October, 1913.

Charles Spillane

Notary Public Le Sueur County, Minn.
My commission expires Jan. 5th 1916

P. F. GALAGAN

Dealer in
Groceries, Confectionery, Fruit,
Tobacco and Novelties



Le Sueur Center, Minn., July 21st 1913

Dear Judge

I send you enclosed Petition
for your consideration, hoping you will find
it all right. Make the date of hearing any time
at your earliest convenience having on Saturday
Please have the Publisher to forward a copy
of the Paper containing the first publication
of the Notice, as follows

Mrs Rosetta Bignall	P.O.	Elysian
Perry R. Simons	" "	"
Bessie Smith	" "	"
Theodore Simons	"	Madison Lake
Mrs P.F. Galagan	" "	Le Sueur Center

with your consent I will suggest date of
hearing. August 26 = 27 or 28 either of those
dates will suit me

yours respectfully

P.F. Galagan

Theodore A. Simons residing at Elysian State of Minnesota
 a son of said deceased, aged 67 years
 Hellen Williams, residing at Mankato, Minnesota aged 64 years, a daughter of deceased
 Rosetta M. Bignall residing at Elysian State of Minnesota
 a daughter of said deceased, aged 61 years
 Mary A. Smith (now deceased) a daughter of said deceased.
 Alice M. Thwing residing at Minneapolis State of Minnesota
 a daughter of said deceased, aged 55 years
 Perry R. Simons residing at Janesville State of Minnesota
 a son of said deceased, aged 51 years
 Edith E. Galagan residing at Le Sueur Center State of Minnesota
 a daughter of said deceased, aged 48 years

NOW, THEREFORE, It is ordered, adjudged and decreed, and this Court by virtue of the power and authority vested therein by law does hereby order, adjudge and decree, that all and singular of the above described property and lands be, and the same hereby is, assigned to and vested in the heirs of said deceased above named, in the following proportions, to-wit: to the above named persons the foregoing described real estate in fee simple in equal proportions, share and share alike.

TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said above named persons and their heirs and assigns FOREVER,

Dated this 6th day of October A. D. 1913

Court
Seal

Chas Spillane

Judge of Probate,
Waseca County, Minnesota

In Probate Court
COUNTY OF WASECA

In the Matter of the Estate of

Orlando Simons
Deceased.

Decree of Descent of Real
Property Laws of 1901

Filed this 6th day of
October A. D. 1913, and
recorded in Book 8 of Orders, on
page 85

Weldon Peters
Clerk Judge of Probate

State of Minnesota } ss
COUNTY OF WASECA

IN PROBATE COURT

In the Matter of the Estate of Orlando Simons, Deceased.

The Petition of Edith E. Galagan having been duly made and filed herein on the 21st day of July 1913, praying, among other things, that the descent of the lands therein described and the interests of said petitioner therein be judicially determined and that this Court do make and enter its decree assigning and distributing the said real estate to the persons thereunto entitled, and the order of this Court having been duly made and filed herein fixing the time of hearing of the said petition, and due notice of said hearing having been given, served and published, according to law, and proof of said publication and service of said notice having been duly made and filed in this Court, all of which will fully appear from the files and records of this Court in said matter, and said hearing having been had pursuant to said order and notice at the time therein specified:

AND THE COURT, having duly heard and considered said matter and all the evidence produced at said hearing, makes these findings of fact and decree thereon:

FIRST: That said petitioner is a resident of Le Sueur Center in the County of Le Sueur State of Minnesota

SECOND: That the relationship of said petitioner to said deceased is daughter and that his interest in the lands in said petition and herein described is as follows, to-wit one-seventh thereof

THIRD: That said Orlando Simons deceased, died at Janesville in the County of Waseca and State of Minnesota on the 27th day of June A. D. 1905

FOURTH: That the said Orlando Simons deceased, died in testate, that his widow, Phoebe Simons died during the month of February, A. D. 1912.
(If there is a Will, so state)

FIFTH: That said Orlando Simons, deceased, at the time of his death was the owner and seized of a certain estate in and to lands lying and being in the County of Waseca, State of Minnesota, which said estate and said lands are described as follows, to-wit:
Commencing on the County Line twelve hundred and ninety three and one-half feet west of the Quarter Post in the Southeast corner of the Southwest Quarter of Section Thirty Five, Town One Hundred and Nine, Range Twenty Four west, and running thence west on the County line between the said county of Waseca and the County of Le Sueur in said state, a distance of three hundred and fifty feet, thence south to Lake Elysian, thence east along the shore of Lake Elysian to a point directly south of the place of beginning, and thence north to the place of beginning.

SIXTH: That more than five years have elapsed since the death of said deceased, and that no will has been probated and no administration granted in this State upon the estate of said deceased.

SEVENTH: That the names, ages, residence and relationship to said deceased of all the heirs of said deceased, are as follows, to wit:

In Probate Court

COUNTY OF WASECA

In the Matter of the Estate of

Orlando Simons
Deceased.

Order for Hearing on Petition for
Determination of Descent of
Land. Chap. 346, Laws
of 1901

Filed this *22nd* day of
July A. D. 191*3*, and
recorded in Book *J* of Orders, on
page *87*

Hulda Peters
Clerk of Probate

State of Minnesota }
COUNTY OF WASECA }

IN PROBATE COURT

In the Matter of the Estate of Orlando Simons Deceased.

THE PETITION OF Edith E. Galagan

having been duly made and filed in this Court, representing, among other things, that one Orlando Simons who resided last prior to his death at Janesville in the State of Minnesota died at Janesville in the County of Waseca State of Minnesota on the 27th day of June 19 05, seized of an estate of inheritance in certain lands in the County of Waseca, State of Minnesota, described in said petition, and that said petitioner has an interest in said lands and that more than five years have elapsed since the death of said Orlando Simons deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of said lands and of the interest of said petitioner therein be by this Court determined and said lands assigned to such persons as may be entitled thereto by law.

NOW, THEREFORE, It is ordered that the said petition be heard at a term of this Court, to be held at the Probate Office, in the City of Waseca, in said County of Waseca, State of Minnesota on Tuesday the 26th day of August A. D. 1913 at ten o'clock A. M.

IT IS FURTHER ORDERED, That notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing in Waseca Herald a weekly newspaper printed and published at in said County,

Dated July 22nd , 19 13

By the Court:



Chas Spillane
Judge of Probate,

NAMES	AGES YEARS	RESIDENCE	RELATIONSHIP
Theodore A. Simmons about	67	Town of Elysian	a Son
Kellen Williams "	64	North Mankato	" Daughter
Rosetta M. Biggall "	61	Town of Elysian	" Daughter
Mary A. Smith ^{now} Deceased		Now Deceased	" Daughter
Alicia M. Thuring "	55	Minneapolis	" Daughter
Perry R. Simmons "	51	Town of Janesville	" Son
Edith E. Galagan "	48	Le Sueur Center	" Daughter
Betty Smith "	34	Town of Janesville	" Grand Daughter
Doris Smith "	28	Town of Janesville	" Grand Daughter

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

Edith E. Galagan
Petitioner.

State of Minnesota, }
County of Le Sueur, } ss.

Edith E. Galagan

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

Edith E. Galagan

Subscribed and sworn to before me this 21st day of July 1903.

Notary Public J. Brown County, Minn.

My Commission Expires July 9/3 1903

Note (1) Insert relationship to decedent.

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

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

State of Minnesota, }
County of Le Sueur.
PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Orlando Simmons
Decedent.

PETITION FOR DETERMINATION
OF DESCENT OF LAND.

Filed this 22nd day of

July 1903

Walter T. Peters
Clerk Judge of Probate.

State of Minnesota, }
 County of Le Sueur, } ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF:

Orlando Simons

Decedent

PETITION FOR DETERMINATION OF
 DESCENT OF LAND.

Your petitioner respectfully represents and shows:

FIRST—That he is a resident of *Le Sueur Center* in the County of *Le Sueur* State of *Minnesota*.

SECOND—That he is *a Daughter to said Orlando Simons* (1)
Decedent

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

THIRD—That the said decedent died at *The Town of Jamesville* in the County of *Waseca* State of *Minnesota* on the *27th* day of *June* 190*5* *without* (2) leaving a last will and testament (3)

and that more than five (5) years have elapsed since the death of said decedent, and that no will has been probated nor any administration granted in this State upon his said estate.

FOURTH—That at the time of his death the said decedent was the owner of and seized of certain lands lying and being in the County of *Waseca* State of *Minnesota*, described as follows, to-wit: *Commencing on the County line twelve hundred and ninety three and one half feet West of the Quarter Post in the South East Corner of the South West Quarter of Section thirty five Town One Hundred and nine Range Twenty Four West and running thence West West on the County line between the said County of Waseca and the the County of Le Sueur in said State, a distance of three hundred and fifty feet thence South to Lake Elysian thence East along the shore of Lake Elysian to a point directly South of the place of beginning, and thence North to the place of beginning.*

FIFTH—That the interest of your petitioner in said lands is as follows: *An undivided one seventh thereof.*

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

No.

In Probate Court.

IN THE MATTER OF

Order for Adjournment.

Filed *August 26th* 19*13*

Hulda Peters
clerk Judge of Probate.

State of Minnesota, }
County of Waseca } ss.

IN PROBATE COURT,

Special Term,
Held August 26th 1913

IN RE Administration of DecentIN THE MATTER OF The estate of Orlando
SummonsOn the Application of P. H. Galligan

in the above entitled matter:

Ordered, That the hearing of the above matter be, and the same is hereby adjourned to the

6th day of October 1913, at 2 o'clock P.M.,at the office of the Judge of Probate, in the city of Waseca in said County.

Chas. Spillane
Judge of Probate.

FILED in my office this.....^{26th}
day of.....*August*.....19*13*..
.....*Chas. Spillane*.....
Judge of Probate,
Waseca County, Minn.

Printer's Affidavit of Publication

STATE OF MINNESOTA }
COUNTY OF WASECA } ss.

First publication July 24th.

Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, county of Waseca, ss.
In probate court.

In matter of the estate of Orlando Simons, deceased

The petition of Edith E. Galagan having been duly made and filed in this court, representing, among other things, that one Orlando Simons who resided last prior to his death at Janesville in the state of Minnesota died at Janesville in the county of Waseca, state of Minnesota on the 27th day of June, 1905, seized of an estate of inheritance in certain lands in the county of Waseca, state of Minnesota, described in said petition and that said petitioner has an interest in said lands, and that more than five years have elapsed since the death of said Orlando Simons, deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca state of Minnesota, on Tuesday the 26th day of August A. D. 1913, at 10 o'clock a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published in said county.

Dated July 22, 1913.

By the court,
Chas. Spillane,
Judge of Probate.

(Court Seal)

J. T. Anglin
duly sworn, deposes and says that he knows of his own knowledge, that the printer *Order for Hearing Pet. to Determine Descent of Land* hereto attached, was cut from the columns of the weekly newspaper known as the HERALD, that said notice was printed and published in said newspaper once in each *three* successive weeks; that said notice was first printed and published in said on Thursday *July 24, 1913*, and was thereafter printed and published in said on each and every succeeding Thursday until and including Thursday, *Aug.*

that during the time aforesaid, said newspaper was regularly printed and published of each week at the City of Waseca, State of Minnesota. Affiant further says that he during all the time of the publication of said notice has been, editor foreman of said Affiant further says that he knows of his own knowledge that all of the following conditions existed for at least one year immediately prior to the first publication of said notice, the full period of said publication, to-wit: First, said newspaper has been printed in from which it purports to be issued, to-wit, the City of Waseca, in said County and printed in the English language; and has consisted of at least four pages with to the page, each seventeen and three-fourths inches long; Second, that it has been is once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same (except paper press); Third, that it has contained, and now contains, general and local news and miscellany, not wholly nor substantially duplicating any other publication, and made up of patents, plate matter and advertisements, or any or either of them; Fourth, that it has been circulated in and near its said place of publication to the extent of not less than a full plate copies thereof regularly delivered to paying subscribers; that prior to the date of publication of said notice, the publishers of said newspaper filed in the office of the Clerk of said County of Waseca, State of Minnesota, the affidavit required by section 5705, Laws 1905.

J. T. Anglin
Subscribed and sworn to before me this *25th* day of *August*,
Chas. Spillane
Notary Public, Waseca, county, Minn.
My commission expires *Dec 15th*

Publication Fee: \$.....;weeks;folios.

Printer's Affidavit of Publication

STATE OF MINNESOTA }
COUNTY OF WASECA } ss.

First publication July 24th. Order for Hearing Upon Petition for Determination of Descent of Land

State of Minnesota, county of Waseca, ss.
In probate court.
In matter of the estate of Orlando Simons, deceased.

The petition of Edith E. Galagan having been duly made and filed in this court, representing, among other things, that one Orlando Simons who resided last prior to his death at Janesville in the state of Minnesota died at Janesville in the county of Waseca, state of Minnesota on the 27th day of June, 1905, seized of an estate of inheritance in certain lands in the county of Waseca, state of Minnesota, described in said petition and that said petitioner has an interest in said lands, and that more than five years have elapsed since the death of said Orlando Simons, deceased, and that administration has not been granted or had of said estate in this state, and praying that the descent of said lands and of the interest of said petitioner therein be by this court determined and said lands assigned to such persons as may be entitled thereto by law.

Now, therefore, it is ordered that the said petition be heard at a term of this court to be held at the probate office, in the city of Waseca, in said county of Waseca, state of Minnesota, on Tuesday the 26th day of August A. D. 1913, at 10 o'clock a. m.

It is further ordered, that notice of said hearing of said petition be given by the publication of this order once in each week for three successive weeks prior to said day of hearing, in the Waseca Herald, a weekly newspaper printed and published in said county.

Dated July 22, 1913.

By the court,
Chas. Spillane,
Judge of Probate.

(Court Seal)

H. T. Aughlin being first
duly sworn, deposes and says that he knows of his own knowledge, that the printed notice of
Order for Hearing Pet. to Determine Descent of Land
hereto attached, was cut from the columns of the weekly newspaper known as the "WASECA
HERALD," that said notice was printed and published in said newspaper once in each week for
three successive weeks; that said notice was first printed and published in said newspaper
on Thursday *July 24, 1913* and was thereafter printed and published in said newspaper
on each and every succeeding Thursday until and including Thursday, *Aug 7, 1913*

that during the time aforesaid, said newspaper was regularly printed and published on Thursday of each week at the City of Waseca, State of Minnesota. Affiant further says that he now is, and during all the time of the publication of said notice has been, editor foreman of said newspaper. Affiant further says that he knows of his own knowledge that all of the following conditions have existed for at least one year immediately prior to the first publication of said notice, and during the full period of said publication, to-wit: First, said newspaper has been printed in the place from which it purports to be issued, to-wit, the City of Waseca, in said County and State; and printed in the English language; and has consisted of at least four pages with five columns to the page, each seventeen and three-fourths inches long; Second, that it has been issued at least once each week from a known office established in said place of publication and equipped with skilled workmen and the necessary material for preparing and printing the same (excepting newspaper press); Third, that it has contained, and now contains, general and local news, comment and miscellany, not wholly nor substantially duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them; Fourth, that it has been circulated in and near its said place of publication to the extent of not less than 240 complete copies thereof regularly delivered to paying subscribers; that prior to the date of the first publication of said notice, the publishers of said newspaper filed in the office of the County Auditor of said County of Waseca, State of Minnesota, the affidavit required by section 5516, Revised Laws 1905.

H. T. Aughlin
Subscribed and sworn to before me this *25th* day of *August* 191*3*

Chas. Spillane
Notary Public, Waseca, county, Minn. My commission expires *Dec 15th* 191*7*

Publication Fee: \$.....;weeks;folios.

NAME SHEPHERD, Franklin J.

FRAME # 586

ORIGINAL ROLL # 39

File No. 1169

Case 367

Register Two Page 184

IN PROBATE COURT

WASECA COUNTY, MINN.

ESTATE OF

Franklin J. Shepherd
Deceased.

ESTATE OF

Deceased.

To have and to hold the same, Together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said part Y of the second part, his heirs and assigns, FOREVER. And the said Henry Kopischka and Bertha Kopischka, his wife

part ies of the first part, for their heirs, executors and administrators, do covenant with the said part Y of the second part, his heirs and assigns, that they are well seized in fee of the lands and premises aforesaid, and that the same are free from all incumbrances;

and the above bargained and granted lands and premises, in the quiet and peaceable possession of said part Y of the second part, his heirs and assigns, against all persons lawfully claiming or to claim the whole or any part thereof, the said part ies of the first part will Warrant and Defend.

In Testimony Whereof, The said part ies of the first part have hereunto set their hands and seals, the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

John J. Isker

Hulda M. Peters

Heinrich Kopischke [SEAL]

Bertha Kopischke [SEAL]

[SEAL]

[SEAL]

State of Minnesota,

County of Waseca

ss

On this Ninth day of July 19 08, before me,

Notary Public

Henry Kopischka and Bertha Kopischka, his wife

to me known to be the person s described in and who executed the foregoing and within instrument and acknowledged that t he y executed the same as their free act and deed.

John J. Isker, Notary Public

(Seal)

Waseca County, Minn.

My Commission expires Feb. 4, 1910.

State of Minnesota { ss
County of Waseca

My commission expires 19.

I hereby certify that I have compared the within instrument with the original of record in this office, and that it is a true and correct copy of the same.

Herman Mittelstaedt
Register of Deeds
Waseca County Minn.

WARRANTY DEED

Henry Kopischke & wife

Henry Kopischke Jr.

OFFICE OF REGISTER OF DEEDS,

County of Waseca

I hereby certify that the within Deed was filed in this office for record on the 27th day of October A.D. 19 08 at 9 o'clock A. M. and was duly recorded in Book 14 of Deeds, on page 526

Jno. M. Wollschlaeger

Register of Deeds.

By

Deputy.

Taxes paid and transfer entered this 27th day of Oct. 19 08

Theodore Peterson

County Auditor.

By

Deputy Auditor.

Taxes for the year 19 07 on the lands within described paid.

This 27th day of Oct. 19 08

F. W. Roesler

County Treasurer.

This Indenture, Made this Ninth day of July

in the year of our Lord one thousand nine hundred and Eight between
Henry Kopischka and Bertha Kopischka (his wife)

of the County of Waseca and State of Minnesota

part ies of the first part; and Henry Kopischka, Jr

of the County of Waseca and State of Minnesota part y of the
second part;

Witnesseth, That the said part ies of the first part, for and in consideration of the sum of
One Thousand Five Hundred Dollars, and other considerations

hereinafter named

Dollars,

to them in hand paid by the said part y of the second part, the receipt whereof is
hereby acknowledged, do hereby Grant, Bargain, Sell and Convey unto the said part y of the
second part, his heirs and assigns, FOREVER, all that tract or parcel of
land lying and being in the County of Waseca and State of Minnesota,

described as follows, to-wit:

The South one half (S. $\frac{1}{2}$) of the Northwest quarter
(N.W. $\frac{1}{4}$) of Section Twenty nine (29) Township One Hundred and Seven (107)
North of Range Twenty four (24) West, Containing Eighty ^{more or less} acres according to the Government Survey thereof. Reserving ^{however} a life estate for
Henry Kopischka the party of the first part herein.

And the second party agrees as and ^{for} further consideration herein to pay
to Gustav Kopischka the sum of One Hundred and seventy five Dollars,
to August Kopischka the sum of One Hundred and Seventy five dollars,
to Frederick Kopischka the sum of Two Hundred and seventy five dollars,
to Johanna Kopischka the sum of Seventy five dollars, to Paulina
Kopischka the sum of One Hundred and fifty dollars, to Augusta
Kopischka the sum of One Hundred and fifty dollars. All said payments to
be made ten years from the date hereof, if the party of the first part
Henry Kopischka shall at said time be dead, but if the said Henry
Kopischka shall at said time be still alive then said payments are not
to be made until the death of the said Henry Kopischka.
All said payments herein mentioned are to be and constitute a lien upon
the premises herein described.



First National Bank

Waseca, Minnesota

Christmas, 1929

Our Christmas Message
to You and Yours:

For some little time we considered new and different ways of expressing a Christmas message, for we like to be--as we hope and believe we are--progressive.

But in life as in banking, there are often times and occasions when there is little call for the new to supplant the old. So it is, we feel, with a Christmas message. There is something about it that does not demand either the modern or the unusual.

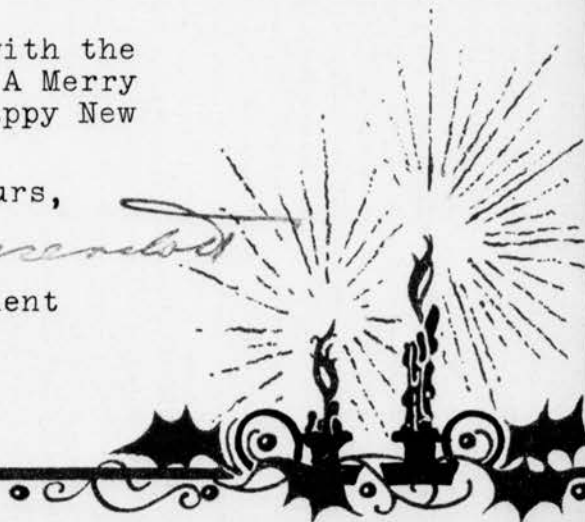
And after all, there is little of the "new", little of the "different" to be said about Christmas. It is as old as friendship itself; as old as joy and good wishing. Nor is there anything new to be said in behalf of gratitude that the passing years have altered.

So we shall confine ourselves to a sincere, old-fashioned "Thank you" for your patronage during the past year and for your good will. They have been, and are, greatly appreciated. In fact, our gratitude is exceeded only by our desire and intention to make this connection--to make your bank--of greater value to you during 1930.

And in words that 'though worn with the years are ever fresh in good cheer: A Merry Christmas to You and Yours, and a Happy New Year!

Cordially yours,

President



STATE OF MINNESOTA, }
COUNTY OF WASECA. } SS.

Eva G. Shepherd being duly sworn, says that the annexed account is in all respects just and true; that the same, according to the best of *her* knowledge, information and belief, contains a full and true account of all receipts and disbursements on account of the estate of said deceased, and of all sums of money and property belonging to the estate of said deceased which has come into *her* hands, or to *her* knowledge as such *Representative*, and that *she* does not know any error or omission in the said account to the prejudice of any of the parties interested in the estate of the said deceased.

Subscribed and sworn to before me this *20th*
day of *April* 19 *17*

Eva G. Shepherd

L. D. Rogers

Judge of Probate.

Notary Public

Waseca Co. Minn.

My Commission Expires May 26th 1920.

No.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

E. G. Shepherd
Deceased

FINAL ACCOUNT
OF REPRESENTATIVE

Filed this *20th* day

of *April* 19 *17*

Anna V. Rowe
Judge of Probate Court.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin Shepherd
Deceased.

Eva G Shepherd

Representative

IN ACCOUNT WITH SAID ESTATE

DR.	DR.	CR.
To Personal Estate described in Inventory	\$	\$ 2630 00
To Interest and Increase on same	\$	1100 00
To Personal Estate omitted in Inventory <i>mlge assigned by leg</i>	\$	
To Amount Received from Sale of Real Estate	\$	
To Amount of Rent of Real Estate	\$	
To Amount Released to Estate	\$	
Total Debit	\$	
CONTRA.		
By Decrease in Personal Estate	\$	
EXPENSES OF ADMINISTRATION		
By Amount Paid Fees Probate Court, Voucher No	\$ 2 50	
By Amount Paid Fees Appraisers, <i>Register of deeds.</i>	\$ 1 50	
By Amount Paid Fees Printing, " "	\$ 17 40	
By Personal Services, " "	\$ 25 00	
By Amount Paid for Attorney's Services <i>L. D. Rogers</i>	\$ 25 00	
By Amount Paid Widow and Minor <i>her selection</i>	\$ 830 00	
By <i>Children by Order of Court,</i> " "	\$	
Total Expense of Administration	\$ 906 40	\$ 906 40
FUNERAL EXPENSES		
By <i>H C Berkeley Undertaker & Embalmer</i> Voucher No	\$ 95 00	
<i>Larry & Irene C H & Rickman</i> " "	\$ 16 00	
<i>P. K. Emery</i> " "	\$ 8 00	
<i>Lot & services of cemetery</i> " "	\$ 3 00	
Total Funeral Expenses	\$ 154 00	\$ 154 00
EXPENSES OF LAST SICKNESS		
By Amount Paid Medical Attendance, Voucher No <i>Dr. Meilade</i>	\$ 15 00	
By Amount Paid for Medicine, etc., <i>Byron & Gordon Shum</i>	\$ 16 90	
By Amount Paid for Nursing " "	\$	
Total Expenses of Last Sickness	\$ 18 40	\$ 18 40
TAXES.		
By Amount paid for Taxes, Voucher No	\$	
DEBTS DUE TO CREDITORS.		
By Amount Paid the several Claims and Demands ascertained and determined against the Estate, see Voucher No.	\$	
No. <i>Frank Merrill wood</i>	\$ 3 00	
No. <i>H. C. Berkeley paper</i>	\$ 7 60	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
Total Paid Creditors	\$ 3 96	3 96
Total Debit and Credit	1077 76	3730 00
Balance due Estate in the hands of said Representative	2652 24	
	3730 00	3730 00

Dated this *20th* day of *April* 19 *14*.

Eva G. Shepherd

Representative.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin Shepherd
Deceased.

Eva G Shepherd

Representative

IN ACCOUNT WITH SAID ESTATE

DR.	DR.	CR.
To Personal Estate described in Inventory	\$	\$ 2630 00
To Interest and Increase on same	\$	1100 00
To Personal Estate omitted in Inventory <i>mlge assigned by D. Oye</i>	\$	
To Amount Received from Sale of Real Estate	\$	
To Amount of Rent of Real Estate	\$	
To Amount Released to Estate	\$	
Total Debit	\$	
CONTRA.		
By Decrease in Personal Estate	\$	
EXPENSES OF ADMINISTRATION		
By Amount Paid Fees Probate Court, Voucher No.	\$ 2 50	
By Amount Paid Fees Appraisers, <i>Register of deeds.</i>	\$ 1 50	
By Amount Paid Fees Printing, " "	\$ 17 40	
By Personal Services, " "	\$ 25 00	
By Amount Paid for Attorney's Services <i>L. D. Rogers</i>	\$ 25 00	
By Amount Paid Widow and Minor <i>her selection</i>	\$ 830 00	
By <i>Children by Order of Court,</i> " "	\$	
Total Expense of Administration	\$ 901 40	
FUNERAL EXPENSES		
By <i>H C Berkeley Undertaker & Embalmer</i> Voucher No.	\$ 95 00	
<i>Larry & Helen C. H. & Richard</i> " "	\$ 16 90	
<i>" P. K. Emper</i> " "	\$ 8 00	
<i>Smelley Lot & services</i> " "	\$ 5 00	
Total Funeral Expenses	\$ 154 00	
EXPENSES OF LAST SICKNESS		
By Amount Paid Medical Attendance, Voucher No. <i>Dr. Meilich</i>	\$ 15 00	
By Amount Paid for Medicine, etc., <i>Byron & Gordon Shum</i>	\$ 16 90	
By Amount Paid for Nursing " "	\$	
Total Expenses of Last Sickness	\$ 18 40	
TAXES.		
By Amount paid for Taxes, Voucher No.	\$	
DEBTS DUE TO CREDITORS.		
By Amount Paid the several Claims and Demands ascertained and determined against the Estate, see Voucher No.	\$	
No. <i>Frank Morrill wood</i>	\$ 3 00	
No. <i>H. C. Berkeley paper</i>	\$ 7 96	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
No.	\$	
Total Paid Creditors	\$ 3 96	
Total Debit and Credit	1077 76	3730 00
Balance due Estate in the hands of said Representative	2652 24	
	3730 00	3730 00

Dated this *20th* day of *April* 19 *14*.

Eva G. Shepherd

Representative.

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

Dated May 18, 1904.

By the Court,

Fred W. Seavey
Probate Judge.

State of Minnesota,

County of _____

PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd,

Order Allowing Final Account.

Filed this 18th day of
May 1904, and
recorded in Book 22 of Orders
at Page 272.

Anna D. Boone
Clerk Judge of Probate.

State of Minnesota,

County of Waseca,

ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd,

Decedent.

ORDER ALLOWING FINAL ACCOUNT.

The above entitled matter came on to be heard on the 18th day of May 1904, upon the petition of the representative of the above named estate praying for the allowance of his final account and for distribution of the residue of said estate.

The said representative appeared in person

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

First—That due notice of the said hearing of said petition has been given as required by law by the publication of the citation of this court for said hearing, dated the 20th day of April 1904, in the Janesville Argus, a weekly newspaper:

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

RECEIPTS.

Personal estate as described in the inventory	\$ 2530.00
Personal estate omitted from the inventory	\$ 1100.00
Gain by sales above appraised value	\$
Cash from sales of real estate	\$
Cash from rent of real estate	\$
Cash from interest and profits	\$
Cash from other sources	\$
	\$
	\$
Total receipts from all sources	\$ 3630.00

DISBURSEMENTS AND CREDITS.

Estate selected for surviving spouse	\$ 830.00
Maintenance of family of decedent	\$
Expenses of administration	\$ 71.40
Expenses of last sickness	\$ 18.40
Funeral expenses	\$ 154.00
Taxes	\$
Claims of creditors of decedent	\$ 3.96
Legacies	\$
	\$
	\$
Residue on hand for distribution	\$ 2652.24
Total credits	\$ 3630.00

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

Witness, THE HONORABLE Fred W. Senn,

Judge of said court, and the seal of said court, this 18th day of



May 1914.

(Court Seal)

Fred W. Senn,

Judge of Probate.

Note (1) Insert payment of legacies, if any there be.

" (2) Insert "residuary legatees and devisees," or "sole heirs at law," as the case may be.

" (3) Insert "by the terms of his last will and testament" or "by law," as the case may be.

Filed for record this day of 191

and recorded in Book of , page.

Register of Deeds.

By C. G. Shepherd,

Deputy.

No.

IN PROBATE COURT

County of

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd,

Decedent

Final Decree Assigning Residue of Estate

STATE OF MINNESOTA,

County of

Judge of the Probate Court of said County, do hereby certify that I have compared the within Final Decree, in the matter of said estate, with the original Final Decree on file and of record in the Probate Office of the County aforesaid, and that the same is a true copy thereof, and of the whole of said original Final Decree and Record.

In Testimony Whereof, I have hereunto affixed the seal of the Probate Court of said County, and signed my name this day of 191

Judge of Probate.

Filed this 18th day of

May 1914 and recorded

in Book "D"

page 9.

Anna V. B. B. Clerk

Clerk Judge of Probate.

State of Minnesota,

ss.

In Probate Court.

County of Waseca,

In the Matter of the Estate of

Franklin J. Shepherd,

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 18th day of May 1914 upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person _____

Upon said hearing, and due consideration of said petition and said final account and the evidence produced at said hearing, the argument of counsel and all persons interested therein, and the files and records in said matter, the court finds the following facts:

FIRST—That notice of said hearing has been duly given and served as required by law and the citation of this court for said hearing made and filed on the 20th day of April 1914 and that said citation has been published as required by law in the Janesville Argus, a weekly newspaper, printed and published at Janesville, Minnesota.

SECOND—That the said estate has been in all respects fully administered, the expenses of the administration thereof, of the last sickness and burial of said decedent, and all debts of said decedent and claims against his estate, have been fully paid and satisfied, and that said representative has filed his final account herein which has been settled and allowed by the Court:

(1)

Third—That said decedent died in testate on the 13th day of December 1913, and at the time of his said death was a resident of Janesville in the County of Waseca State of Minnesota.

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

(A) Personal property of the value of \$ 2652.24 comprising

the following items, viz: \$1552.24 in cash; [The said Eva G. Shepherd having made her selection as by law provided; \$500.00 in cash and the household goods and wearing apparel of said deceased of the value of \$330.00, or a total of \$830.00;] Real estate mortgage of the value of \$1,100.00 described as follows: The said mortgage was given by Frank J. Shepherd and Eva G. Shepherd, his wife, on the 13th day of November, 1905, to Anton Stucky for the sum of \$1,100.00 payable in five years secured on the following real estate in the county of Richland in the state of North Dakota, the northwest quarter of section twenty-three, township one hundred twenty-nine, north of range forty-eight west, and duly recorded on the 18th day of November, 1905, at 8:50 o'clock A.M., in book 54 of mortgages on page 480 in the office of the Register of Deeds within and for said Richland county, North Dakota, which mortgage was thereafter assigned by said Anton Stucky to Georgianna Dye on the 5th day of August, 1908, which assignment was duly recorded thereafter on the 6th day of August, 1908, in book 50 of mortgages on page 377, in the Office of the Register of Deeds of said Richland county, North Dakota, and said mortgage was thereafter assigned by said Georgianna Dye to Frank J. Shepherd on January 8th, 1913, which assignment from Georgianna Dye to Franklin J. Shepherd was recorded on the 18th day of February, 1913, at 8 o'clock A. M. in book 50 of mortgages on page 462 in the office of the Register of Deeds of said Richland County, North Dakota.

(B) Real Property described as follows: The homestead of decedent situated in the County of Waseca State of Minnesota: viz: Lot Number Seven, in block Number Twenty-two, in the 1st Addition to the Village of Janesville, Minnesota.

There are other tracts or parcels of land lying and being in the County of State of Minnesota, described as follows: to-wit:

FIFTH—That the following named persons are the sole heirs at law

(2)

and are all of the persons entitled to the residue of said estate of said decedent; by law.

(3)

to-wit: Eva G. Shepherd, widow of said Franklin J. Shepherd, deceased;

Willa Mae Ives, daughter of said Franklin J. Shepherd, deceased;

Harold L. Shepherd, adopted son of said Franklin J. Shepherd, deceased.

Now, Therefore, On motion of Eva G. Shepherd,

representative of said estate, and by virtue of the power and authority vested in this court by law, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, and the said court does hereby ORDER, ADJUDGE AND DECREE, that all and singular the above described property, together with all other estate of said decedent in the State of Minnesota, be, and the same hereby is, assigned to and vested in the above named persons, in the following proportions and estates, to-wit: To Eva G. Shepherd the sum of \$517.41; to Willa Mae Ives ^{the sum of} \$517.41; to Harold L. Shepherd the sum of \$517.41; To Eva G. Shepherd, Willa Mae Ives and Harold L. Shepherd each an undivided one-third of said described mortgage of \$1,100.00 above mentioned. To Eva G. Shepherd her selection, to-wit: \$500.00 in cash and the household goods and wearing apparel of said Franklin J. Shepherd, deceased, as inventoried and of the appraised value of \$330.00. To Eva G. Shepherd a life estate in the above described real property, to-wit: Lot Seven, Block Twenty-two, in the 1st Addition to the village of Janesville, Minnesota, to have and to hold the same for and during the period of her natural life; to Willa Mae Ives and Harold L. Shepherd the said described real estate in fee simple subject, however, to the life estate therein of said Eva G. Shepherd.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd

Deceased

**Order Limiting Time to File
Claims and for Hearing Thereon**Filed this *19th* day of*January* 19*14*, and

recorded in Book

of Orders at Page

Fred. W. Sewer

Judge of Probate.

By *Anna V. Bowie*
Clerk.

Order Limiting Time to File Claims and for Hearing Thereon

State of Minnesota, }
County of Waseca }

ss.

IN PROBATE COURT

Special Term *January 19, 1914*
In the matter of the Estate of *Franklin J. Shepherd* Deceased:

Letters of *administration* on the estate of
Franklin J. Shepherd deceased, late of the County of *Waseca*
and State of Minnesota, being granted to *Eva J. Shepherd*

It is ordered, that *three* months be and the same is hereby allowed from and after the date of this order, in which all persons having claims or demands against the said deceased are required to file the same in the Probate Court of said County, for examination or allowance, or be forever barred.

It is further ordered, that the *20th* day of *April*
19 *14* at 10 o'clock A. M. at a *special* term of said Probate Court to be held at the Probate Office in the Court House in the City of Waseca, in said County, be and the same hereby is appointed as the time and place when and where the said Probate Court will examine and adjust said claims and demands.

And it is further ordered, that notice of such hearing be given to all creditors and persons interested in said estate by forthwith publishing this order once in each week for three successive weeks in the *Janeville* a weekly newspaper printed and published in said County.

Dated at Waseca, Minnesota, this *19th* day of *January* 19 *14*,

By the Court

Fred W. Lewis
Judge of Probate.

No.

IN PROBATE COURT,

County of

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd.
Deceased.

Order Setting Apart Homestead
and Personal Property.

Filed the 20th day of

April A. D. 1914

Recorded in Book K of Orders,

page 289

Anna V. Bove
Clerk Judge of Probate.

State of Minnesota, }

County of Waseca

ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd,

Decedent.

ORDER SETTING APART HOMESTEAD AND
PERSONAL PROPERTY.On reading and filing the petition of Eva G. Shepherd, widow

of the above named decedent, praying that the homestead of said decedent be set apart to her
as widow of said decedent, and for the allowance of the
 personal property of said decedent therein described and selected to
widow of said decedent, and upon due consideration of the same:

It Is Ordered, That the homestead of said decedent which the court hereby finds consists of
 the tract or parcel of land in the County of Waseca State of Minne-
 sota, described as follows, to wit: Lot Seven (7) in Block Twenty-two (22) in the
First Addition to the Village of Janesville, Minnesota,

together with the hereditaments and appurtenances thereunto belonging, be, and the same hereby is
 set apart to the said widow of said decedent, to wit:

Eva G. Shepherd.

and that the personal property selected by said widow
 of said decedent, and hereinafter described, be, and
 the same hereby is, set apart and allowed to the said widow
 of said decedent, to wit: Eva G. Shepherd.

All the
 FIRST-Household Furniture of said decedent of the description and appraised value following,
 to wit: \$300.00.

SECOND-All the wearing apparel of said decedent. of the appraised value of \$30.00.

THIRD-Other personal property of said decedent of the description and appraised value follow-
ing, to wit: The sum of \$500.00 selected by her being a part of the money
in the Citizens State Bank of Janesville, Minn., represented by Certificates
of Deposit.

Dated April 20th, 19 14.

Fred W. Linn,
 Probate Judge.

Your petitioner... therefore pray... that the homestead of said decedent described be, by the order of this court, set apart to her

as the homestead of said decedent; and that the personal property above selected be, by the order of this court, set apart and allowed to said Eva G. Shepherd

as the property of said decedent.

Eva G. Shepherd

Petitioner...

State of Minnesota,

County of Waseca

ss.

Eva G. Shepherd

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

Subscribed and Sworn to before me this 20th day of April, 1914

L. O. Rogers

Notary Public,

Waseca

County, Minnesota.

My Commission Expires May 26th, 1920

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

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

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

No.

IN PROBATE COURT

County of Waseca

IN THE MATTER OF THE ESTATE OF

Greenbush Shepherd
Decedent.

Petition for Setting Apart Home-
stead and Personal Property.

Filed the 20th day of

April, A. D. 1914

Anna V. Beebe
Clerk Judge of Probate.

State of Minnesota,

County of Waseca

ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd
Decedent.PETITION FOR SETTING APART HOMESTEAD
AND PERSONAL PROPERTY.

Your petitioner

Eva J. Shepherdrepresent o. and state s. to the court:

FIRST—That your petitioner

is

the widow of

Franklin J. Shepherd

of decedent.

SECOND—That said decedent left surviving

spouse

Eva J. Shepherd

(1)

(2)

(3)

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

Lot Seven (7) in Block Twenty-Two (22)
in the First Addition to the Village of
Janesville Minn

FOURTH—That your petitioner hereby select s. the following described personal property of said decedent to be set apart and allowed to her

to-wit:

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

all of The sum of Three Hundred Dollars
I being all the furniture and household
goods of decedent as mentioned and
described in the inventory.

All the wearing apparel of decedent of the appraised value of Thirty Dollars
Other personal property of decedent of the description and appraised value following, to-wit:

The sum of Two Hundred Dollars
selected by her being a part of
the money in the Citizens State Bank
of Janesville Minn. represented by certificate of
deposit. - -

State of Minnesota

County of.....

PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd

**Citation for Hearing on Final
Account and Distribution**

Filed this 20th..... day of

April..... 1914.....

Anna J. Boeve

Clerk ~~Judge~~ of Probate Court.

No. 77

MADE IN ST. CLOUD BY THE FRITZ-CROSS CO.

ESTATE OF

STATE OF MINNESOTA, COUNTY OF Waseca IN PROBATE COURT.In the Matter of the Estate of Franklin J. Shepherd, Decedent:

THE STATE OF MINNESOTA TO

all persons interested in the final account and distribution of the estate of said decedent: The representative of the above named decedent, having filed in this Court his final account of the administration of the estate of said decedent, together with his petition praying for the adjustment and allowance of said final account and for distribution of the residue of said estate to the persons thereunto entitled; THEREFORE, YOU, AND EACH OF YOU, are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Rooms in the Court House, in the city of Waseca in the County of Waseca State of Minnesota, on the 18th day of May 1914, at 10 o'clock A. M., why said petition should not be granted.

Witness, the Judge of said Court, and the Seal of said Court, this 20th day of April 1914.

COURT
SEAL

Attorney.....for Petitioner.

Ernest M. Seun
Probate Judge.

6,
In Probate Court
Waseca County, Minn.

Letters of Administration

to

Eva G. Shepherd

Administrator of the estate of

Franklin J. Shepherd.

Deceased.

I hereby certify that the within
Letters were issued on the 19th
day of January A. D.
19 and recorded in Book L
of Letters at page 219

Fred. W. Seim

Judge of Probate.

By

Anna V. Rowe

State of Minnesota,
COUNTY OF WASECA

SS.

IN PROBATE COURT

Special

Term, January 19th. 1914.

Eva G. Shepherd

is hereby appointed

administrator of the estate of Franklin J. Shepherd deceased.

Witness: Fred W. Senn

Judge of the Probate Court of the County of Waseca

and the seal of the Court affixed, the 19th.

day of January A. D. 1914.

By the Court:

Fred W. Senn,

Judge of Probate, Waseca County, Minnesota.

No.

In Probate Court

County of Waseca

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd
Deceased.

Petition for Settlement of Administra- tion Account.

Filed this 20th day of April

A. D. 1904

Anna J. Beebe
Clerk Judge of Probate.

State of Minnesota,

County of

Waseca

ss.

IN PROBATE COURT.

In the Matter of the Estate of

Franklin J. Shepherd

Deceased:

TO THE PROBATE COURT IN AND FOR SAID COUNTY:

The petition of Eva G. Shepherd Representative
of said Franklin J. Shepherd deceased, respectfully represents
that said estate has been fully administered, as will appear by the final account
of her administration, filed with this Court.

Your petitioner would therefore pray that an order be made, fixing a time
and place when and where this Court will examine, settle and allow said final
account, and for the assignment of the residue of said estate to the parties
entitled thereto by law.

Dated at Waseca Minn the 20th day of April

A. D. 1904

Eva G. Shepherd.

Representative

State of Minnesota,

County of

Waseca

ss.

Eva G. Shepherd

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

Subscribed and sworn to before me,

this 20th day of April 1904

Eva G. Shepherd.

L. D. Rogers
Judge of Probate.

Notary Public

Waseca Co Minn

My Commission expires
May 26th 1920.

No.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd

.....
Deceased

Order Appointing Appraisers

Filed this *20th* day of

March 19*18*

Anna V. Beebe
Judge-Clerk of Probate.

Order Appointing Appraisers

State of Minnesota,

County of Waseca

ss.

IN PROBATE COURT

Term 19

In the matter of the Estate of

Franklin J. Shepherd

Deceased:

Letters

Eva G. Shepherd

being granted unto

of said county, on the estate of said deceased, and it appearing from the proofs this day heard and considered, that said deceased left sundry goods, chattels, rights, credits and estate within this county, and that it is necessary that the same be duly appraised, and on application of *Eva G. Shepherd* representative aforesaid, to have two or more disinterested persons appointed to appraise said estate;

It is ordered, that *S. G. Montgomery* and *W. A. Comstock* of said county be and they are hereby appointed such appraisers.

And it is further ordered, that such appraisers, before entering upon their duties, be sworn to the faithful discharge of their duties, and that the appraisal by them made of all of the estate and effects of said deceased, be returned to the said representative as aforesaid, to be by *her* returned to the Probate Court.

Dated at Waseca, Minnesota, the

19th

day of

January

A. D. 19*14*

By the Court,

Judge of Probate.

FILED in my office this 7th
day of May 1914

Anna J. Rowe
clerk Judge of Probate,
Wasca County, Minn.

State of Minnesota, } ss
County of Waseca,

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereafter named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of *Att-*

Hearing on Final Account
was taken from said newspaper and was duly published therein once in each week for successive weeks, on the regular publication days of said paper, on the following days to wit:

Apr. 2nd & 9th May 6th & 14th

Printer's fees, \$ *2-80*

J. A. Henry
subscribed and sworn to before me *May 7th* A. D. 1914,

Fred W. Senn,
Probate Judge.

Citation For Hearing on Final Account and for Distribution.

State of Minnesota, County of Waseca In Probate Court.

In the Matter of the Estate of Franklin J. Shepherd, decedent:

The State of Minnesota to all persons interested in the final account and distribution of the estate of said decedent: The representative of the above named decedent, having filed in this court his final account of the administration of the estate of said decedent, together with his petition praying for the adjustment and allowance of said final account and for distribution of the residue of said estate to the persons thereunto entitled; Therefore, You, And Each of You, are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Rooms in the Court House, in the city of Waseca in the County of Waseca, State of Minnesota, on the 18th day of May 1914, at 10 o'clock a. m., why said petition should not be granted.

Witness, the Judge of said Court, and the Seal of said Court, this 20th day of April 1914.

(Court Seal)

Fred W. Senn,
Probate Judge.

State of Minnesota, } ss
County of Waseca,

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereafter named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of *Att-*

Hearing on Final Account
was taken from said newspaper and was duly published therein once in each week for successive weeks, on the regular publication days of said paper, on the following days to wit:

Apr. 27th 29th May 6th 7th 14

Printer's fees, \$ *25-80*

J. A. Henry
subscribed and sworn to before me *May 5th* A. D. 1914,

Fred W. Senn,

Probate Judge.

Citation For Hearing on Final Account and for Distribution.

State of Minnesota, County of Waseca In Probate Court.

In the Matter of the Estate of Franklin J. Shepherd, decedent:

The State of Minnesota to all persons interested in the final account and distribution of the estate of said decedent: The representative of the above named decedent, having filed in this court his final account of the administration of the estate of said decedent, together with his petition praying for the adjustment and allowance of said final account and for distribution of the residue of said estate to the persons thereunto entitled; Therefore, You, And Each of You, are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Rooms in the Court House, in the city of Waseca in the County of Waseca, State of Minnesota, on the 18th day of May 1914, at 10 o'clock a. m., why said petition should not be granted.

Witness, the Judge of said Court, and the Seal of said Court, this 20th day of April 1914.

(Court Seal)

Fred W. Senn,
Probate Judge.

No.

IN PROBATE COURT

County of Waseca

In the Matter of the Estate of

Franklin J. Shepherd
Deceased.

WARRANT TO APPRAISERS

Filed the 20th day
of March A. D. 1915

Anna J. Boewe
Clerk Judge of Probate.

State of Minnesota, }
 County of Waseca

PROBATE COURT

The State of Minnesota to

Consul

of said County, Greeting:

Whereas,

Franklin J. Shepherd

late of the County of Waseca in said State, lately died testate, leaving real estate, and also goods, chattels, rights and credits, within said County, the administration whereof has been granted to Eva G. Shepherd of the County of Waseca in said State, and whereas, we are desirous that said estate be duly appraised, pursuant to the statute in such case made and provided;

Therefore, Trusting in your integrity and disinterestedness, we have appointed, and do by these presents appoint, you appraisers of all the estate and effects, of said deceased, which may be in said County; and having been severally duly sworn to the faithful discharge of your duties, and having procured from the said Representative a true inventory of the real estate, and of all the goods, chattels, rights and credits of said deceased, and the said real estate, goods, chattels, rights and credits having been shown and exhibited to you by the said Representative

you are hereby required to classify the different items under their respective heads, to faithfully and impartially appraise the same, setting down opposite to each item in said inventory distinctly in figures the value thereof in money, as by you determined, and to foot up the amount of each class; and the said inventory and appraisal so made you will certify and subscribe, and, together with this Warrant, deliver without delay to the said

Eva G. Shepherd Representative

Hereof fail not.

Witness, The Judge of said Court and the seal thereof this

day of

January

1914

Judge of Probate.

VERIFICATION.

State of Minnesota, } ss. Eva G Shepherd
County of Waseca

being duly sworn, on oath say \$, that she is the representative of the estate above specified; that she has read the foregoing inventory subscribed by her and know the contents thereof, and that the same is true of her own knowledge, save as to those matters therein stated on information and belief, and as to those matters she believes it to be true.

Subscribed and sworn to before me this 18th day of March, A. D. 1914
J. D. Rogers
Notary Public, Waseca County, Minn.
My commission expires May 26th, 1920
Eva G. Shepherd.
Representative

CERTIFICATE OF APPRAISERS.

State of Minnesota, } ss.
County of Waseca
We, the undersigned appraisers, duly appointed by the Probate Court of Waseca County, Minnesota, to appraise the estate of Franklin J. Shepherd, Decedent, having first duly taken and subscribed the oath prescribed by law and hereto annexed, hereby certify and return, that we have carefully examined and considered the inventory of said estate delivered to us by the representative of said estate and the property therein described, and have faithfully and impartially and to the best of our knowledge and ability, appraised the said property, and set down opposite each item thereof in figures the value thereof in money, and have footed up by itself the amount and value of each class of said property, and of the whole of said estate.

Dated this 18th day of March, A. D. 1914

L. G. Montgomery
H. A. Cusack
Appraisers.

File No.

State of Minnesota,

County of Waseca

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd,

Decedent.

INVENTORY and APPRAISEMENT.

Total Personal	\$ 2630.00
Total Real Estate	\$ 1500.00
Total Appraisement	\$ 4130.00

Filed this 20th day of

March, A. D. 1914

Anna V. Bove

Judge—Clerk of Probate Court.

State of Minnesota, } ss.
County of Waseca

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF
Franklin J. Shepherd
Decedent.

Inventory and Appraisement

OATH OF APPRAISERS.

State of Minnesota, } ss.
County of Waseca

S. G. Montgomery and
H. A. Camstock

do solemnly swear, each for himself, that I will faithfully and justly perform all the duties of the office and trust which I now assume as appraiser of the estate of Franklin J. Shepherd, decedent, to the best of my ability. So Help Me God.

Subscribed and sworn to before me this
18th day of March, 1914
J. D. Rogers
Notary Public, Waseca County, Minn
My commission expires May 26th, 1920

S. G. Montgomery
H. A. Camstock

INVENTORY AND APPRAISEMENT.

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

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

CLASS I.

REAL ESTATE

VALUE

(a) The homestead of decedent, being in the County of Waseca, State of Minnesota, described as follows, to-wit: Lot Seven (7) \$ 1500.00
in Block Twenty-Two (22) in the first
addition to the Village of Jansville Minn

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

Total value of real estate - - - - -

\$ 1500⁰⁰

CLASS II.

Furniture and household goods described as follows:

All the furniture and household goods of decedent
(now in the residence left by said decedent)

\$ 300⁰⁰

Total value of furniture and household goods - - - - -

\$ 300⁰⁰

CLASS III.

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

all the clothing wearing apparel &
ornaments of said decedent

\$ 30⁰⁰

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

\$ 30⁰⁰

CLASS IV.

Stock in banks and other corporations:

Certificates of deposit in
Citizens State Bank

\$ 2300⁰⁰

Total value of stock

(Certificates of deposit) - - - \$ 2300⁰⁰

Mortgages, bonds, notes and other evidences of debt: (Here list any written obligations of any kind due and owing decedent.)

CLASS VI.

Total value of all other personal property

The total value of all the real estate of decedent, as valued by the appraisers herein, is \$1500.00.

The total value of the entire estate of decedent, as valued by the appraisers herein, is \$ 4130.00

Mrs Eva S Shepherd.

Representative.....

JUSTIFICATION.

State of Minnesota

County of Waseca

SS.

F. D. Seaman and *S. E. Severson*

being duly sworn, each for himself, on oath says, that he is a resident and freeholder of and in the State of Minnesota, that he justifies upon the foregoing bond as follows;

the said *F. D. Seaman* In the sum of *Sixteen Hundred* Dollars,

the said *S. E. Severson* In the sum of *Fifteen Hundred* Dollars,

the said In the sum of Dollars,

the said In the sum of Dollars,

the said In the sum of Dollars,

and that each respectively is worth double the sum in which he so justifies, over and above his debts and other liabilities and exclusive of his property exempt from execution.

Subscribed and sworn to before me, this

19th day of *January* A. D. 19 *14*

L. D. Rogers

Notary Public,

Waseca County, Minn.

My Commission Expires May 26th/1920

APPROVAL.

I do hereby approve the within Bond, this *19th* day of *January* A. D. 19 *14*

Fred W. Seem

(Court Seal)

Judge of Probate.

OATH

State of Minnesota

County of Waseca

SS.

I, *Eva G. Shepherd*

do swear that I will faithfully and justly perform all the duties of the office and trust which I now assume as Representative of the estate of *Franklin Shepherd*, Decedent,

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

Subscribed and sworn to before me this *19th* day of *January* 19 *14*

Eva G. Shepherd

L. D. Rogers

Notary Public, Waseca County, Minn.

My Commission Expires May 26th/1920

State of Minnesota

County of Waseca

PROBATE COURT

In The Matter of The Estate of

Franklin Shepherd
Decedent.

BOND AND OATH
OF
REPRESENTATIVE.

Filed this *19th* day of
January 19 *14*, and
said bond recorded in Book *44*
of Bonds, page *889* of Probate
Records.

Anna V. Bove
Clerk, Judge of Probate.

State of Minnesota,
COUNTY OF WASECA

SS.

IN PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd
decedent

Bond

KNOW ALL MEN BY THESE PRESENTS, That we

Eva G. Shepherd
of *Janesville*

in the County of

Waseca

State of Minnesota, as principal, and

F. D. Seaman

S. E. Severson

of said County and State, as sureties, are held and firmly bound to

Hon. F. N. Seem

Judge of Probate of the County of Waseca, Minnesota, in the sum of

Sixteen Hundred

and no/100

DOLLARS, lawful money of the United States, to be paid to the said Judge of

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

The condition of this obligation is such that if the above bounden

Eva G. Shepherd

who has been appointed representative of the estate of the above named

Franklin J. Shepherd
decedent

shall well and faithfully discharge

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

WITNESS, our hands and seals this

19th

day of

January

19*14*

Signed, Sealed and Delivered in Presence of

L. D. Rogers

Lelah L. Severson

Eva G. Shepherd

(Seal)

F. D. Seaman

(Seal)

S. E. Severson

(Seal)

(Seal)

(Seal)

(Seal)

ACKNOWLEDGEMENT.

State of Minnesota

SS.

County of Waseca

BE IT KNOWN. That on this

19th

day of

January

A. D. 19*14*

personally appeared before me

Eva G. Shepherd the Principal

and F. D. Seaman

and S. E. Severson

the Sureties

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

L. D. Rogers

Notary Public, Waseca County, Minn.

My Commission expires May 26/1920

Janesville Minn May 18th 1914

Received of Eva G. Shepherd Representative
of the Estate of Franklin Shepherd deceased
Ten & ^{no}/₁₀₀ Dollars bal of my Attys fees to date

L. D. Rogers

Jamesville Minn. Nov 18 1914

Received of Eva G. Shepherd — Representative
of estate of J. G. Shepherd
Fifteen & no/100 ——— Dollars

Atty's fees, & costs

\$ 15⁰⁰/₁₀₀

L. D. Rogers

R. W. A. MEILCKE
JANESVILLE,

MINNESOTA

For

Dec. 16 - 1913

B

Rec'd of Harold Shepherd
(8,50) Over $\frac{50}{100}$
Dollar for
service rendered.

W. A. Meilcke

Dr.

No.

Date

Janesville, Minn.,

12/15

191

Mr.

Frank Schipperd

In Account
- with -

H. C. BERKEY

Dealer in **FURNITURE**

.. UNDERTAKING AND EMBALMING ..

Dr.

Cr.

1 Casket

85 00

Embalming

10 00

95 00

Paid 12/17-13
H. C. Berkey

Statement

JANESVILLE, MINN., Dec 16 1913

M H. I. Shepard

IN ACCOUNT WITH

P. K. EMPEY



Livery and Feed Stable

Phone 39

Dray Line in Connection.

1913
Dec 15 / Livery & feed 800
Received in full
Empey

STATEMENT

Janesville, Minn.,

1914

M

Estate of F. Shepherd

TO J. A. Henry DR.

Editor and Publisher of "The Janesville Argus"

To Probate Notes 1160
Rec'd Payment
J. A. Henry

Statement

JANESVILLE, MINN., Dec 16 1913

Mr. F. J. Shepherd

In Account With

Byron Q. Barden

CLOTHIERS & FURNISHERS

1913

Dr

Dec 14 To Shirt

1.00

" " 2. Ties

75

" " Collar

15

" " Suit

15⁰⁰

16 90

Recd Payment in full
12-16-13

Byron Barden

Massachusetts Dec 17 1913

M

To

TERMS

Herold Shepherd
Linn

DR.

Agassiz

Paul. ric

2 Dummer

Ministry ric

700

300

400

200

\$1400

Pd in full to

C. H. Richardson



Janesville, Wis Dec 28th 1913
Mrs. Frank Shepard.

To Frank D. Merrill.

Dr.

TERMS

THE REYNOLDS & REYNOLDS CO. DAYTON, O.

Slab wood.

\$3.00

Please leave same at
Citizens State Bank.

Paid Jan. 2nd 1914
F. D. Merrill

Janesville Minn Apr 18-1914

This is to Certify that Eva G
Shepherd Pd for Cemetery Lot
Thirty Dollars & five dollars
to Sexton for digging grave.

L. D. Rogers
Secy of Janesville Cemetery
Association

9.

FILED in my office this 26th
day of January.....1918....

Anna V. Beve
clerk Judge of Probate,
Waseca County, Minn.

State of Minnesota, } ss
County of Waseca, }

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereaft named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of

*"Order Limiting
Time to File Claims"*

was taken from said newspaper and was duly published therein once in each week for successive weeks, on the regular publication days of said paper, on the following days to wit:

*Jan. 21 1878 and
Feb. 4, 14*

Printer's fees, \$

5.80

subscribed and sworn to before me *Jan. 28* A. D. 19*14*

Fred W. Senn

Probate Judge

Order Limiting Time to File Claims
and for Hearing Thereon.

State of Minnesota. County of Waseca.
In Probate Court.

Special Term January 19, 1914.

In the Matter of the Estate of Franklin J. Shepherd, Deceased.

Letters of administration on the estate of Franklin J. Shepherd deceased, late of the County of Waseca and State of Minnesota, being granted to Eva G. Shepherd.

It is ordered, that three months be and the same is hereby allowed from and after the date of this order, in which all persons having claims or demands against the said deceased are required to file the same in the Probate Court of said County, for examination or allowance, or be forever barred.

It is further ordered, that the 20th day of April, 1914 at 10 o'clock a. m. at a special term of said Probate Court to be held at the Probate Office in the Court House in the City of Waseca, in said County, be and the same hereby is appointed as the time and place when and where the said Probate Court will examine and adjust said claims and demands.

And it is further ordered, that notice of such hearing be given to all creditors and persons interested in said estate by forewith publishing this order once in each week for three successive weeks in the Janesville Argus a weekly newspaper printed and published in said County.

Dated at Waseca, Minnesota, this 19 day of January 1914.

(Court Seal)

By the Court.

Fred W. Senn,
Judge of Probate.

State of Minnesota, } ss
County of Waseca, }

J. A. Henry, being duly sworn, deposes and says, that he was during all the time hereafter named, printer and publisher of THE JANEVILLE ARGUS, a weekly newspaper, printed and published at the village of Janesville in said County.

That the annexed printed notice of

*"Order Limiting
Time to File Claims"*

was taken from said newspaper and was duly published therein once in each week for successive weeks, on the regular publication days of said paper, on the following days to wit:

*Jan. 2 1878 and
Feb. 4, 14*

Printer's fees, \$ *5.80*

subscribed and sworn to before

me *Jan. 28* A. D. 19*14*

Fred W. Senn

Probate Judge

Order Limiting Time to File Claims
and for Hearing Thereon.

State of Minnesota. County of Waseca.
In Probate Court.

Special Term January 19, 1914.

In the Matter of the Estate of Franklin J. Shepherd, Deceased.

Letters of administration on the estate of Franklin J. Shepherd deceased, late of the County of Waseca and State of Minnesota, being granted to Eva G. Shepherd.

It is ordered, that three months be and the same is hereby allowed from and after the date of this order, in which all persons having claims or demands against the said deceased are required to file the same in the Probate Court of said County, for examination or allowance, or be forever barred.

It is further ordered, that the 20th day of April, 1914 at 10 o'clock a. m. at a special term of said Probate Court to be held at the Probate Office in the Court House in the City of Waseca, in said County, be and the same hereby is appointed as the time and place when and where the said Probate Court will examine and adjust said claims and demands.

And it is further ordered, that notice of such hearing be given to all creditors and persons interested in said estate by forewith publishing this order once in each week for three successive weeks in the Janesville Argus a weekly newspaper printed and published in said County.

Dated at Waseca, Minnesota, this 19 day of January 1914.

(Court Seal)

By the Court.

Fred W. Senn,
Judge of Probate.

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd.

Citation for Hearing on Petition for Administration.

Due service of the within citation is
hereby admitted at the City of Wa-
seca, Minnesota, this.....day
of.....19.....

County Treasurer.

By.....
Deputy.

Filed this 20th day of

December 1913.

Anna V. Dowe
Clerk Judge of Probate Court.

STATE OF MINNESOTA, COUNTY OF WASECA.

IN PROBATE COURT.

In the Matter of the Estate of Franklin J. Shepherd, Decedent.

THE STATE OF MINNESOTA TO

all persons interested in the granting of administration of the estate of said decedent:

The petition of Eva G. Shepherd having been filed in this Court, representing that Franklin J. Shepherd, then a resident of the County of Waseca, State of Minnesota, died intestate on the 13th day of December 1913, and praying that letters of administration of his estate be granted to Eva G. Shepherd and the Court having fixed the time and place for hearing said petition:

THEREFORE, YOU, AND EACH OF YOU, are hereby cited and required to show cause, if any you have, before this Court at the Probate Court Rooms in the Courthouse, in the City of Waseca in the County of Waseca, State of Minnesota, on the 19th day of January 1914, at 10 o'clock A. M., why said petition should not be granted.

WITNESS, the Judge of said Court, and the Seal of said Court, this 20th day of December 19 13.

[COURT SEAL]

Frederick W. Seem
Probate Judge.

Attorney for Petitioner.

No. 7

State of Minnesota

County of Waseca

PROBATE COURT

In the Matter of the Estate of

Franklin J. Shepherd

Deceased

Affidavit of No Debts

Filed this 17th day of

January 1914

Anna V. Bone
Judge-Clerk of Probate.

0091

A

Affidavit of No Debts

State of Minnesota,

County of Waseca

ss.

IN PROBATE COURT

In the matter of the Estate of

Franklin J. Shepherd

Deceased.

STATE OF MINNESOTA.

ss.

COUNTY OF WASECA.

Eva G. Shepherd

, being first duly sworn, on oath deposes and says that he is the representative of and for the above and foregoing estate, duly appointed as such by the Probate Court of Waseca County, and that he has accepted such trust and entered upon the performance of his duties as such, and is now the acting representative of said estate. That there are no debts against the estate and no claims of any kind existing against said estate and that there are no creditors of said estate and that he makes this affidavit pursuant to and in conformity with Section 3727 of Chapter 74 of the Revised Laws of the State of Minnesota for the year 1905 and amendments thereto, for the purpose of obtaining an order limiting time in which creditors may present their claims against said estate to three months, and further affiant saith not.

Subscribed and sworn to before me this

19th day of

January

1914

L. W. Rogers

Notary Public, Judge of Probate, Waseca County, Minn.

my commission expires May 26th 1920.

Eva G. Shepherd

4
State of Minnesota,

County of

Probate Court,

IN THE MATTER OF THE ESTATE OF

Franklin G. Shepherd,
Decedent.

Order Granting Administration

Filed the 19th day of

January 19 14

Recorded in Book K of Orders

page 289

Anna V. Lowe
Clerk Judge of Probate.

State of Minnesota,
County of Waseca) ss.

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF
Franklin G. Shepherd, } ORDER GRANTING ADMINISTRATION.
Decedent.

The petition of Eva G. Shepherd
praying that letters of administration upon the said estate be granted to Eva G. Shepherd
came duly on for hearing at a special Term of this Court, held on
the 20th day of December 19 13 Said petitioner appeared in person
and by her Attorney, L. D. Rogers,
and no one appeared in opposition.

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

FIRST: That notice of said hearing has been given and served by the publication of the citation for said hearing issued herein in the Janesville Argus, a weekly newspaper,
as by law and the order of this Court provided.

SECOND: That the said decedent died intestate on the 13th day of
December 19 13

THIRD: That said decedent was a resident of Janesville, Waseca County, Minn.,
at the time of his death and left estate within the County of Waseca
and State of Minnesota to be administered upon.

FOURTH: That Eva G. Shepherd is by law entitled a suitable
and competent person to administer upon said estate.

Therefore, It is ordered that said petition be granted and Eva G. Shepherd
be, and hereby is appointed administratrix of the estate of said decedent, and that letters of administration
issue to her upon filing the oath by law
required and a bond in this court in the penal sum of One Thousand Six Hundred ---
--- Dollars, with sureties to be approved by the
Judge of this Court conditioned according to law.

Dated January 19th, 19 14.

By the Court:

(Court Seal)

Fred W. Jensen,
Judge of Probate.

Eva G. Shepherd
Matter

proposed
decree

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

NAMES	AGES, Years	RESIDENCE	RELATIONSHIP
Eva G Shepherd	55	Janesville Minn	wife
Maie Willa Mae Dors	35	Seneca City Iowa	daughter
Harold L Shepherd	20	Janesville Minn	adopted son

SIXTH—That Eva G. Shepherd
whose Post office address is Janesville Minn
is a suitable and competent person to administer the said estate and is lawfully entitled thereto.

Wherefore, Your petitioner prays that administration of the estate of said decedent be granted by the Court, and that, upon due qualification, letters of administration be issued to the said Eva G. Shepherd

Eva G. Shepherd
Petitioner.

State of Minnesota, }
County of Waseca } ss. Eva G. Shepherd

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

Subscribed and sworn to before me this 20th
day of December 1913 Eva G. Shepherd

L. O. Rogers
Notary Public.
Waseca County, Minnesota.

My Commission expires May 26 1920

NOTE 1—Insert name of Town, Village, City, as case may be.

NOTE 2—Insert relationship or interest, as heir, creditor, etc.

NOTE 3—If no property, insert word "No", and strike out unnecessary words.

1.
State of Minnesota,

County of Waseca

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd
Decedent.

Petition for Administration.

Filed this 20th day of

December 1913

Anna V. Bove
Clerk Judge of Probate.

No. 148

State of Minnesota, }
County of Waseca

IN PROBATE COURT.

IN THE MATTER OF THE ESTATE OF

Franklin J. Shepherd
Decedent.

PETITION FOR ADMINISTRATION.

TO THE PROBATE COURT ABOVE NAMED:

Your Petitioner Eva. G. Shepherd

respectfully represents and states to the Court:

FIRST—That your petitioner is a resident of Jamsville (1)
in the County of Waseca State of Minnesota, and is an adult who has an
interest in whatever estate the decedent above named may have left at the time of his death, to-wit:

(2)

SECOND—That said decedent died on the 13th day of December 1913
aged 61 years, and was at the time of his death a resident of Jamsville Waseca
County, State of Minnesota, and was the owner of estate in the County of
Waseca State of Minnesota, at the time of his said death.

THIRD—That said decedent died as aforesaid without leaving a Last Will and Testament.

FOURTH—That said estate of decedent, at the time of his death, including (3)
personal property of the probable value of \$ 2630.00, divided as follows:

- | | |
|--|---|
| 1. Household Goods, - - \$ <u>300.00</u> | 4. Notes, Bonds, etc., - - \$ |
| 2. Wearing Apparel. - - \$ <u>30.00</u> | 5. Miscellaneous, - - \$ <u>2300.00</u> |
| 3. Stock, - - - - \$ | 6. - - - - \$ |
- Certificates of Deposit*

That said estate included (3) real estate of the estimated and probable value of
\$ 1500.00 consisting principally of lands in the County of Waseca
State of Minnesota, described as follows, to-wit:

1. Homestead in Waseca County, State of Minnesota,
orig Lot seven (7) in blk 22 in the Village of Jamsville Minn
\$ 1500.00
2. City Property (3) lots without buildings, - - \$
- City Property lots with buildings, - - - \$
3. Rural or Farm Property acres unimproved land, - - \$
- Rural or Farm Property (3) acres improved land, - - \$

addition to the Village of Janesville in Waseca County
State of Minnesota; to have and to hold the same in
Equal shares in fee simple forever subject only to
the life Estate of said Eva G. Shepherd
included to said Real Property. And to said Eva G. Shepherd
her selection to wit (Five Hundred Dollars in cash And the household goods)
and wearing apparel of said Franklin J. Shepherd second as inventoried;
To Have and to Hold the Same, together with all the hereditaments and appurtenances thereunto
belonging or in anywise appertaining, to the said above named persons, their heirs and assigns; without
prejudice, however, to any lawful conveyance of said property or any part thereof by said persons, or any of
them, made.

Witness, THE HONORABLE

Judge of said court, and the seal of said court, this day of



191

Judge of Probate.

Note (1) Insert payment of legacies, if any there be.

" (2) Insert "residuary legatees and devisees," or "sole heirs at law," as the case may be.

" (3) Insert "by the terms of his last will and testament" or "by law," as the case may be.

Filed for record this day of 191

and recorded in Book of page

Register of Deeds.

By Deputy.

No. _____

IN PROBATE COURT

County of Waseca

IN THE MATTER OF THE ESTATE OF
Franklin J. Shepherd
Decedent.

Final Decree Assigning Residue of Estate

STATE OF MINNESOTA,

County of _____ ss.

Judge of the Probate Court of said County, do hereby certify that I have compared the within Final Decree, in the matter of said estate, with the original Final Decree on file and of record in the Probate Office of the County aforesaid, and that the same is a true copy thereof, and of the whole of said original Final Decree and Record.

In Testimony Whereof, I have hereunto affixed the seal of the Probate Court of said County, and signed my name this day of 191.

Judge of Probate.

Filed this day of

191 and recorded

in

page

Judge of Probate.

State of Minnesota.

County of

Waseca

ss.

In Probate Court.

In the Matter of the Estate of

Franklin J. Shepherd

Decedent.

Final Decree of Distribution

The above entitled matter came on to be heard on the 18th day of May 1914 upon the petition of the representative of said estate for the distribution of the residue of said estate to the persons thereunto entitled.

The representative of said estate appeared in person

Upon said hearing, and due consideration of said petition and said final account and the evidence produced at said hearing, the argument of counsel and all persons interested therein, and the files and records in said matter, the court finds the following facts:

FIRST—That notice of said hearing has been duly given and served as required by law and the citation of this court for said hearing made and filed on the 20th day of April 1914 and that said citation has been published as required by law in The Janesville Argus a weekly news paper printed and published at Janesville, Minn.

SECOND—That the said estate has been in all respects fully administered, the expenses of the administration thereof, of the last sickness and burial of said decedent, and all debts of said decedent and claims against his estate, have been fully paid and satisfied, and that said representative has filed his final account herein which has been settled and allowed by the Court:

(1)

Third—That said decedent died he testate on the 13th day of December 1913, and at the time of his said death was a resident of Janesville in the County of Waseca State of Minnesota

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

(A) Personal property of the value of \$ 2652²⁴ comprising the following items, viz: Fifteen hundred Fifty Two and ²⁴/₁₀₀ Dollars (\$1552²⁴) in Cash and a Real Estate mortgage of the Value of One hundred Dollars described as follows:

Said mortgage given by Frank J. Shepherd and ~~his~~ G. Shepherd his wife on the 13th day of November 1905 to Anton Stuckey for One hundred Dollars (\$100⁰⁰) payable in five years secured on the following land in Richland County North Dakota to-wit: The North West Quarter (NW 1/4) of Section Twenty Three (23) Town One Hundred Twenty Nine (129) North of Range Forty Eight (48) Not Recorded on the 18th day of November 1905 - at 8⁵⁰ O'Clock A M in Book 54 of Mortgages on page 480. And assigned by said Anton Stuckey to Georgianna Dye on August 5th 1908 and said Assignment recorded August 6th 1908 in the Office of the Register of Deeds of said County in Book 50 of Mortgages on page 377. And assigned by said Georgianna Dye to Frank J. Shepherd on Jan 8th 1913 and said assignment Recorded in the Office of the Register of Deeds of said County on February 18th 1913 at 8⁰⁰ O'Clock A M in Book 50 of Mortgages on page 467.

The said Eva G Shepherd having made her selection as by law provided to wit Five Hundred Dollars in Cash and the household goods & wearing apparel of said decedent of the value of Three Hundred Thirty (330.00) Dollars

(B) Real Property described as follows: The homestead of decedent situated in the County of Waseca State of Minnesota: viz: Lot Number Seven (7) in Block Number Twenty-two (22) in the First Addition, to the Village of Jarvisville Minn

Thoes other tracts or parcels of land lying and being in the County of State of Minnesota, described as follows: to-wit:

FIFTH—That the following named persons are the

Persons

(2)

and are all of the persons entitled to the residue of said estate of said decedent;

(3)

to-wit:

*Eva G. Shepherd widow of said
Franklin J. Shepherd deceased
Vella Mae Ives daughter of said Franklin
J. Shepherd deceased
Harold L. Shepherd adopted son of said
Franklin J. Shepherd deceased*

Now, Therefore, On motion of

Eva G. Shepherd

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

*To said Eva G. Shepherd
The sum of Five Hundred Seventeen $\frac{41}{100}$ (\$517 $\frac{41}{100}$)
Dollars; To said Vella Mae Ives the sum of Five
Hundred Seventeen $\frac{41}{100}$ (\$517 $\frac{41}{100}$) Dollars; and
To said Harold L. Shepherd the sum of Five Hundred
Seventeen $\frac{41}{100}$ Dollars (\$517 $\frac{41}{100}$) And to said Eva G.
Shepherd, Vella Mae Ives, and Harold L. Shepherd
Each an undivided One Third ($\frac{1}{3}$) of said
Eleven Hundred Dollars Mortgage above referred to.
and to said Eva G. Shepherd a life estate in
and to the above described Real Property to-wit Lot Number
Seven (7) in Block Twenty-Two (22) in the first
addition to the Village of Janesville in Waseca
County, State of Minnesota, to have and to hold the same
for and during her life time; and to Vella Mae
Ives and Harold L. Shepherd a fee simple title
in and to said Real Property to-wit Lot Number Seven
(7) in Block Number Twenty-Two (22) in the first*