

FELHABER  LARSON

ATTORNEYS AT LAW

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January 2, 2020

Alfred J. Louismet III
1147 Lafond Avenue
St. Paul, MN 55104

Angela Prokop
1075 Glenhill Road
Shoreview, MN 55126

Re: In the Matter of the Estate of Alfred J. Louismet, a/k/a Alfred J. Louismet II.
Court File No.: 62-PR-19-973
Our File No.: 31669.001


Dear Mr. Louismet and Ms. Prokop:


We have filed a Petition for Determination of Descent and have received a hearing date. Therefore, enclosed and served upon you in the above-referenced matter please find the following documents:

1. Petition for Determination of Descent;
2. Notice and Order for Hearing (January 28, 2020 hearing date); and
3. Affidavit of Service by Mail.

Please contact me, if you have any questions or concerns.

Sincerely,


Daniel R. Haller

DRH/dsm 

Enclosures

220 South Sixth Street
Suite 2200
Minneapolis, MN 55402-4504

Phone: 612.339.6321
Fax: 612.338.0535

felhaber.com

STATE OF MINNESOTA
COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

Estate of Alfred J. Louismet,
a/k/a Alfred J. Louismet II,

PETITION FOR
DETERMINATION OF DESCENT

Decedent.

I, Alfred J. Louismet III, state:

1. My address is 1147 Lafond Avenue, St. Paul, MN, 55104.
2. I am an interested person as defined by Minnesota law because I am one of Decedent's children and heirs.
3. Decedent was born on February 22, 1953, at St. Paul, Minnesota.
4. Decedent died on November 1, 2012, at the age of 59 years at St. Paul, Minnesota.
5. Decedent's residence at the time of death was in Ramsey County, State of Minnesota, at 132 Western Avenue S, St. Paul, MN 55102.
6. The names and addresses of Decedent's spouse, children, heirs, devisees and other persons interested in this proceeding so far as known or ascertained with reasonable diligence by the Petitioner are:

| Name and Mailing Address | Familial Relationship AND Legal Interest (List all) | Birthdate Of Minors |
|--|---|---------------------|
| Alfred J. Louismet III 1147 Lafond Avenue St. Paul, MN 55104 | Child/heir | Adult |
| Angela Prokop 1075 Glenhill Road Shoreview, MN 55126 | Child/heir | Adult |

7. Negative Allegation Statement (see MINN. GEN. R. PRAC. 409(a)):

The Decedent left surviving no spouse; no children, (including adopted children), other than herein named; and no descendants of any deceased children.

8. All persons identified as heirs have survived the Decedent by at least 120 hours.
9. Decedent left no surviving spouse.

10. Venue for this proceeding is in this County of the State of Minnesota because the Decedent was domiciled in this County at the time of death and was the owner of property located in the State of Minnesota.
11. Proper notice has been given to those persons who have filed a demand for notice.
12. I have made a reasonably diligent search for any testamentary document. I am unaware of any testamentary instrument relating to property having a situs in this state under Minnesota law.
13. No will or authenticated copy of a will has been probated outside of this state in accordance with the laws in force in the place where probated, nor has one been probated or proceedings had in this state.
14. More than three years have passed since the Decedent's death and there has been no probate proceeding or administration proceeding commenced in Minnesota.
15. At the time of death, Decedent was the owner of certain property described and valued at date of death as follows ("Property"):

SCHEDULE A: REAL ESTATE
(Use Date of Death Values)

| Item Number | Description of Property | County Assessor's Market Value | Fair Market Value (Date of Death) |
|-------------|---|--------------------------------|---|
| | <p>An undivided one-third (1/3) interest in real property in Ramsey County, Minnesota described as follows:</p> <p>Lot 11 and the West 6 feet of Lot 10, Block 6, Winslow's Addition to St. Paul, according to the recorded plat thereof on file and record in the office of the Register of Deeds, Ramsey County, Minnesota.</p> | \$47,200.00 | Unknown |
| | Schedule A: Real Estate | TOTAL | \$47,200.00 (County Assessor's Market Value) |

16. The Property on hand for distribution is as reflected in this document and should be distributed to the following named persons in the following proportions or parts:

| <u>Person</u> | <u>Proportion/Part</u> |
|------------------------|------------------------|
| Alfred J. Louismet III | One-half (1/2) |
| Angela Prokop | One-half (1/2) |


17. Any heir or successors and assigns possesses such Property which passed to such heir under the laws of intestate succession in force at the Decedent's death.
18. I have also filed a Petition for Determination of Descent for Norma U. Louismet related to the Property. I request the Court consolidate the petitions into one proceeding.

WHEREFORE, I request the Court fix a time and place for hearing this Petition, and enter an order:

1. Finding that venue is proper;
2. Finding that the Decedent died more than 3 years ago;
3. Determining Decedent's domicile at death;
4. Determining Decedent's state of testacy;
5. Determining Decedent's heirs;
6. Determining the descent of the Property and assigning the Property to the persons entitled to the Property;
7. Consolidating multiple petitions for determination of descent into one proceeding; and
8. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Dated: 11-27-19



Alfred J. Louismet III, Petitioner

Attorney for Petitioner
Daniel R. Haller, #396497
Felhaber Larson
220 South Sixth Street, Suite 2200
Minneapolis, MN, 55402
Telephone: (612) 339-6321
FAX: (612) 338-4608
Email: dhaller@felhaber.com

STATE OF MINNESOTA
COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No.
62-PR-19-973

Estate of

Alfred J. Louismet, Alfred J.
Louismet II, Alfred Louismet, Al
Louismet,
Decedent

NOTICE AND ORDER FOR HEARING ON
PETITION FOR DESCENT OF PROPERTY

A Petition for Determination of Descent has been filed with this Court. The Petition represents that the Decedent died more than three years ago, leaving property in Minnesota and requests the probate of Decedent's last Will (if any), and the descent of such property be determined and assigned by this Court to the persons entitled to the property.

Any objections to the Petition must be filed with the Court prior to or raised at the hearing. If proper, and no objections are filed or raised, the Petition may be granted.

IT IS ORDERED and Notice is further given, that the Petition will be heard on January 28, 2020, at 9:00 A.M., by this Court at Rm. 1670, 15 W. Kellogg Blvd, St. Paul, Minnesota.

1. Notice shall be given to all interested persons (MINN. STAT. § 524.1-401) and persons who have filed a demand for notice pursuant to Minnesota Statutes section 524.3-204.
2. Notice shall be given by publishing this Notice and Order as provided by law and by: Mailing a copy of this Notice and Order at least 14 days prior to the hearing date.

BY THE COURT:

Dated: December 19, 2019

By: Mai-Nhia Yang,
Deputy Court Administrator

Attorney for Petitioner
 Adam J. Rohne
 Felhaber Larson
 220 South Sixth Street, Suite 2200
 Minneapolis, MN, 55402
 Attorney License No: 392430
 Telephone: (612) 339-6321
 FAX: (612) 338-4608
 Email: arohne@felhaber.com

NOTE TO PUBLISHERS: Do not publish text that is unchecked and the text of this note.

Adam J. Rohne
 Felhaber Larson
 220 South Sixth Street, Suite 2200
 Minneapolis, MN 55402
 Telephone: (612) 339-6321
 Fax: (612) 338-4608
 Email: arohne@felhaber.com

[Handwritten signature]
 Adam J. Rohne

CLERK OF DISTRICT COURT
 DISTRICT COURT
 COUNTY OF [illegible]
 MINNESOTA

16. The Property on hand for distribution is as reflected in this document and should be distributed to the following named persons in the following proportions or parts:

| <u>Person</u> | <u>Proportion/Part</u> |
|-----------------------|------------------------|
| Alfred J. Louismet II | One-third (1/3) |
| Roberta Zengerle | One-third (1/3) |
| Lavonne L. Deyo | One-third (1/3) |

17. Any heir or successors and assigns possesses such property which passed to such heir under the laws of intestate succession in force at the Decedent's death.


18. I have also filed a Petition for Determination of Descent for Alfred J. Louismet II's estate related to the Property. I request the Court consolidate the petitions into one proceeding.

WHEREFORE, I request the Court fix a time and place for hearing this Petition, and enter a Decree:

1. Finding that venue is proper;
2. Finding that the Decedent died more than 3 years ago;
3. Determining Decedent's domicile at death;
4. Determining Decedent's state of testacy;
5. Determining Decedent's heirs;
6. Determining the descent of the Property and transferring and assigning the Property to the persons entitled to the property;
7. Consolidating multiple petitions for determination of descent into one proceeding; and
8. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Dated: 11-27-19



Alfred J. Louismet III, Petitioner

WHEREFORE, I request the Court fix a time and place for hearing this Petition, and enter an order:

1. Finding that venue is proper;
2. Finding that the Decedent died more than 3 years ago;
3. Determining Decedent's domicile at death;
4. Determining Decedent's state of testacy;
5. Determining Decedent's heirs;
6. Determining the descent of the Property and assigning the Property to the persons entitled to the Property;
7. Consolidating multiple petitions for determination of descent into one proceeding; and
8. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Dated: 11-27-19



Alfred J. Louismet III, Petitioner

Attorney for Petitioner
Daniel R. Haller, #396497
Felhaber Larson
220 South Sixth Street, Suite 2200
Minneapolis, MN, 55402
Telephone: (612) 339-6321
FAX: (612) 338-4608
Email: dhaller@felhaber.com

STATE OF MINNESOTA
COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No. _____

Estate of Alfred J. Louismet,
a/k/a Alfred J. Louismet II,

PETITION FOR
DETERMINATION OF DESCENT

Decedent.

I, Alfred J. Louismet III, state:

1. My address is 1147 Lafond Avenue, St. Paul, MN, 55104.
2. I am an interested person as defined by Minnesota law because I am one of Decedent's children and heirs.
3. Decedent was born on February 22, 1953, at St. Paul, Minnesota.
4. Decedent died on November 1, 2012, at the age of 59 years at St. Paul, Minnesota.
5. Decedent's residence at the time of death was in Ramsey County, State of Minnesota, at 132 Western Avenue S, St. Paul, MN 55102.
6. The names and addresses of Decedent's spouse, children, heirs, devisees and other persons interested in this proceeding so far as known or ascertained with reasonable diligence by the Petitioner are:

| Name and Mailing Address | Familial Relationship AND Legal Interest (List all) | Birthdate Of Minors |
|--|---|---------------------|
| Alfred J. Louismet III 1147 Lafond Avenue St. Paul, MN 55104 | Child/heir | Adult |
| Angela Prokop 1075 Glenhill Road Shoreview, MN 55126 | Child/heir | Adult |

7. Negative Allegation Statement (see MINN. GEN. R. PRAC. 409(a)):

The Decedent left surviving no spouse; no children, (including adopted children), other than herein named; and no descendants of any deceased children.

8. All persons identified as heirs have survived the Decedent by at least 120 hours.
9. Decedent left no surviving spouse.

10. Venue for this proceeding is in this County of the State of Minnesota because the Decedent was domiciled in this County at the time of death and was the owner of property located in the State of Minnesota.
11. Proper notice has been given to those persons who have filed a demand for notice.
12. I have made a reasonably diligent search for any testamentary document. I am unaware of any testamentary instrument relating to property having a situs in this state under Minnesota law.
13. No will or authenticated copy of a will has been probated outside of this state in accordance with the laws in force in the place where probated, nor has one been probated or proceedings had in this state.
14. More than three years have passed since the Decedent's death and there has been no probate proceeding or administration proceeding commenced in Minnesota.
15. At the time of death, Decedent was the owner of certain property described and valued at date of death as follows ("Property"):

SCHEDULE A: REAL ESTATE
(Use Date of Death Values)

| Item Number | Description of Property | County Assessor's Market Value | Fair Market Value (Date of Death) |
|-------------------------|---|--------------------------------|-----------------------------------|
| | <p>An undivided one-third (1/3) interest in real property in Ramsey County, Minnesota described as follows:</p> <p>Lot 11 and the West 6 feet of Lot 10, Block 6, Winslow's Addition to St. Paul, according to the recorded plat thereof on file and record in the office of the Register of Deeds, Ramsey County, Minnesota.</p> | \$47,200.00 | \$47,200.00 |
| Schedule A: Real Estate | | TOTAL | \$47,200.00 |

16. The Property on hand for distribution is as reflected in this document and should be distributed to the following named persons in the following proportions or parts:

| <u>Person</u> | <u>Proportion/Part</u> |
|------------------------|------------------------|
| Alfred J. Louismet III | One-half (1/2) |
| Angela Prokop | One-half (1/2) |


17. Any heir or successors and assigns possesses such Property which passed to such heir under the laws of intestate succession in force at the Decedent's death.
18. I have also filed a Petition for Determination of Descent for Norma U. Louismet related to the Property. I request the Court consolidate the petitions into one proceeding.

WHEREFORE, I request the Court fix a time and place for hearing this Petition, and enter an order:

1. Finding that venue is proper;
2. Finding that the Decedent died more than 3 years ago;
3. Determining Decedent's domicile at death;
4. Determining Decedent's state of testacy;
5. Determining Decedent's heirs;
6. Determining the descent of the Property and assigning the Property to the persons entitled to the Property;
7. Consolidating multiple petitions for determination of descent into one proceeding; and
8. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Dated: 6/7/19



Alfred J. Louismet III, Petitioner

Attorney for Petitioner
Daniel R. Haller, #396497
Adam J. Rohne, #0392430
Felhaber Larson
220 South Sixth Street, Suite 2200
Minneapolis, MN, 55402
Telephone: (612) 339-6321
FAX: (612) 338-4608
Email: dhaller@felhaber.com
arohne@felhaber.com

STATE OF MINNESOTA
COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Court File No.

Estate of Norma U. Louismet,
Decedent.

PETITION FOR
DETERMINATION OF DESCENT

I, Alfred J. Louismet III, state:

1. My address is 1147 Lafond Avenue, St. Paul, MN 55104.
2. I am an interested person as defined by Minnesota law because I am one of the Decedent's grandchildren and a child and heir of Alfred J. Louismet II. Alfred J. Louismet II is the Decedent's heir and died on November 1, 2012. I have also filed with this Court a Petition for Determination of Decent for Alfred J. Louismet II's estate, and I am requesting the Court consolidate the petitions into one proceeding.
3. The Decedent was born on April 23, 1920 at Foley, Minnesota.
4. The Decedent died on June 28, 2007, at the age of 87 years at St. Paul, Minnesota.
5. The Decedent's residence at the time of death was in Ramsey County, State of Minnesota, at 132 Western Avenue S., St. Paul, MN 55102.
6. The names and addresses of the Decedent's spouse, children, heirs, devisees and other persons interested in this proceeding so far as known or ascertained with reasonable diligence by the Petitioner are:

| Name and Mailing Address | Familial Relationship AND Legal Interest (List all) | Birthdate Of Minors |
|---|--|---------------------|
| Roberta Zengerle 2000 Oakdale Avenue West St. Paul, MN 55118 | Child/heir | Adult |
| Lavonne L. Deyo c/o Dakota Conservators Inc., Attn: Crystal Richardson Court Appointed Conservator for Lavonne L. Deyo 4686 Slater Road Eagan, MN 55122 | Child/heir (died 2/21/2019) | Adult |
| Terrance Deyo 6101 Xerxes Avenue North | None/surviving spouse and heir to Lavonne L. Deyo | Adult |

Brooklyn Center, MN 55430

Alfred J. Louismet II
132 Western Avenue S.
St. Paul, MN 55102

Child/heir (died 11/1/2012)

Alfred J. Louismet III
1147 Lafond Avenue
St. Paul, MN 55104

Grandchild/heir of Alfred J. Louismet II Adult

Angela Prokop
1075 Glenhill Road
Shoreview, MN 55126

Grandchild/heir of Alfred J. Louismet II Adult

7. **Negative Allegation Statement (see MINN. GEN. R. PRAC. 409(a)):**

The Decedent left surviving no spouse; no children, (including adopted children), other than herein named; and no descendants of any deceased children.

8. All persons identified as heirs have survived the Decedent by at least 120 hours.

9. The Decedent left no surviving spouse.

10. Venue for this proceeding is in this County of the State of Minnesota because the Decedent was domiciled in this County at the time of death and was the owner of property located in the State of Minnesota.

11. I have not received a demand for notice and am not aware of any demand for notice of any probate or appointment proceeding concerning the Decedent that may have been filed in Minnesota or elsewhere.

12. I have made a reasonably diligent search for any testamentary document. I am unaware of any testamentary instrument relating to property having a situs in this state under Minnesota law.

13. No will or authenticated copy of a will has been probated outside of this state in accordance with the laws in force in the place where probated, nor has one been probated or proceedings had in this state.

14. More than three years have passed since the Decedent's death and there has been no probate proceeding or administration proceeding commenced in Minnesota.

15. At the time of death, the Decedent was the owner of certain property described and valued at date of death as follows ("Property"):

**SCHEDULE A: REAL ESTATE
(Use Date of Death Values)**

| Item Number | Description of Property | County Assessor's Market Value | Fair Market Value (Date of Death) |
|-------------|-------------------------|--------------------------------|-----------------------------------|
|-------------|-------------------------|--------------------------------|-----------------------------------|

| | | | |
|--|--|--------------|--------------|
| | Real property in Ramsey County, Minnesota, described as follows: | \$181,200.00 | \$181,200.00 |
|--|--|--------------|--------------|

Lot 11 and the West 6 feet of Lot 10, Block 6, Winslow's Addition to St. Paul, according to the recorded plat thereof on file and record in the office of the Register of Deeds, Ramsey County, Minnesota.

| | | | |
|--|-------------------------|-------|--------------|
| | Schedule A: Real Estate | TOTAL | \$181,200.00 |
|--|-------------------------|-------|--------------|

16. The Property on hand for distribution is as reflected in this document and should be distributed to the following named persons in the following proportions or parts:

| <u>Person</u> | <u>Proportion/Part</u> |
|-----------------------|------------------------|
| Alfred J. Louismet II | One-third (1/3) |
| Roberta Zengerle | One-third (1/3) |
| Lavonne L. Deyo | One-third (1/3) |

17. Any heir or successors and assigns possesses such property which passed to such heir under the laws of intestate succession in force at the Decedent's death.

18. I have also filed a Petition for Determination of Descent for Alfred J. Louismet II's estate related to the Property. I request the Court consolidate the petitions into one proceeding.


WHEREFORE, I request the Court fix a time and place for hearing this Petition, and enter a Decree:

1. Finding that venue is proper;
2. Finding that the Decedent died more than 3 years ago;
3. Determining Decedent's domicile at death;
4. Determining Decedent's state of testacy;
5. Determining Decedent's heirs;
6. Determining the descent of the Property and transferring and assigning the Property to the persons entitled to the property;

7. Consolidating multiple petitions for determination of descent into one proceeding; and
8. Granting such other relief as may be proper.

Under penalties for perjury, I declare or affirm that I have read this document and I know or believe its representations are true and complete.

Dated: 6/7/19



Alfred J. Louismet III, Petitioner

Attorney for Petitioner
Daniel R. Haller, #396497
Adam J. Rohne, #0392430
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