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(4) That there is no evidence connected with the residence, cultivation, and improvements made by the said John H. Currie on said land that is within the knowledge of this heir and he is unable to give any evidence relating thereto from his own personal knowledge.

(5) That this heir is ready and willing to submit other and additional evidence and testimony, of the facts required by law in this case, by other witnesses residing in the vicinity of said land and who are conversant with the facts connected with the residence, cultivation, improvements ~~xxxxxxxxxxxx~~ of said land by the entryman, and of the character of said land, and further offers to make the non-mineral and non-alienation affidavit required before the Clerk of the Court of Common Pleas of Trumbull County, Ohio.

James Currie, one of the heirs  
of John H. Currie, deceased,  
By M. J. Huffman and O. W. Gardner,  
Attorneys for the heirs of  
said estate.

State of Nebraska)  
Scotts Bluff County) ss.

I, O. W. Gardner, being first duly sworn, on oath depose and say that I am one of the attorneys of the said James Currie, one of the heirs of said estate of John H. Currie, deceased; that the said James Currie is not within the said county of Scotts Bluff and State of Nebraska at the present time but that he is at his home in Trumbull County, Ohio; That I have read the above and foregoing motion and that the facts therein set forth are true as I verily believe.

Subscribed and sworn to before me this 7th day of August 1897.

*O. W. Gardner*  
\_\_\_\_\_  
*M. J. Huffman*  
\_\_\_\_\_  
Notary Public.