

(4-309.)

HOMESTEAD PROOF—TESTIMONY OF WITNESS.

James A Nighswonger, being called as witness in support of the Homestead entry of Walter E. Fuller for NW 1/4 Sec 4-5 17 R 57 10, testifies as follows:

- Question 1.—What is your name, age, and post-office address?  
 Answer. My name is James A Nighswonger age 47 years Harrisburg Nebraska
- Ques. 2.—Are you well acquainted with the claimant in this case and the land embraced in his claim?  
 Ans. I am well acquainted with the claimant and the land embraced in his claim
- Ques. 3.—Is said tract within the limits of an incorporated town or selected site of a city or town, or used in any way for trade or business?  
 Ans. The said tract is not within the limits of an incorporated town or city or town or
- Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land.  
 Ans. The character of this land is grazing and is grazing land
- Ques. 5.—When did claimant settle upon the homestead and at what date did he establish actual residence thereon?  
 Ans. The claimant established residence on his claim as soon as possible on
- Ques. 6.—Have claimant and family resided continuously on the homestead since first establishing residence thereon? (If settler is unmarried, state the fact.)  
 Ans. The claimant and his family have resided nearly all the time on this land and has made it his home since filing
- Ques. 7.—For what period or periods has the settler been absent from the land since making settlement, and for what purpose; and if temporarily absent, did claimant's family reside upon and cultivate the land during such absence?  
 Ans. The claimant has been absent with his family for short periods of time for the purpose of earning a living
- Ques. 8.—How much of the homestead has the settler cultivated and for how many seasons did he raise crops thereon?  
 Ans. The claimant has 20 acres under cultivation and has raised three crops on the above land
- Ques. 9.—What improvements are on the land and what is their value?  
 Ans. The improvements on the land consist of house barn shed, corral and the land is all fenced—valued at about \$300.00
- Ques. 10.—Are there any indications of coal, salines, or minerals of any kind on the homestead? (If so, describe what they are, and state whether the land is more valuable for agricultural than for mineral purposes.)  
 Ans. There are no indications of coal or any mineral or salines of any kind on this land
- Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead?  
 Ans. The claimant has not to my knowledge sold, or contracted any portion of said land
- Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good faith in perfecting this entry?  
 Ans. I am not interested in the claim or in perfecting this entry and I think the claimant has acted in good faith in perfecting his entry

(Sign plainly with full christian name.)

James A Nighswonger

I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscribed, and was sworn to before me this 21<sup>st</sup> day of May 1904, at my office at Harrisburg, in Banner County, Nebraska.

[SEE NOTE ON FOURTH PAGE.]

W. W. Leal  
 Clerk of the Dist. Court

(The testimony of witnesses must be taken at the same time and place, and before the same officer as claimant's final affidavit. The answers must be full and complete to each and every question asked, and officers taking testimony will be expected to make no mistakes in dates, description of land, or otherwise.)