

[4-063.]

HOMESTEAD.

[AFFIDAVIT.]

Land Office at North Platte Neb.

Nov. 11th, 1885

I, Fred S. Gray, of Iowa

having filed my application, No. 8976, for an entry under

Section No. 2289, Revised Statutes of the United States, do solemnly swear

that I am an unmarried man over 21 years of age and a native born citizen of the United States.

that said application, No. 8976, is made for the purpose of actual settlement and cultivation; that said entry is made for my own exclusive benefit, and not directly or indirectly for the benefit or use of any other person or persons whomsoever; and that I have not heretofore had the benefit of the homestead laws.

Fred S. Gray

Sworn to and subscribed this 11th day

of Nov. 1885, before

Wm. Neville
Register of the Land Office.

See note, which Clerks of the Courts and Registers will read and EXPLAIN THOROUGHLY to persons making application for lands where the affidavit is made before either of them. (See directions to Land Officers on Duplicate Receipt.)

Timber land embraced in a homestead or other entry not consummated, may be cleared in order to cultivate the land and improve the premises, and for no other purpose. If, after clearing the land for cultivation, there remains more timber than is required for improvement, there is no objection to the settler disposing of the same. But the question whether the land is being cleared of the timber for improvement, or for some other purpose, is a question of fact which is to be made at any time. If the timber is cut and removed for any other purpose, it will not affect the entry so made. In such cases, the person who cut it will be held to have sold and the recovery of the value of said timber, and also to prevent prosecution under Section 3811 of the Revised Statutes.

NOTE.—If this affidavit be acknowledged before the Clerk of the Court, as provided for by Sec. 2294, U. S. Revised Statutes, the Homestead party must expressly state herein that he or some member of his family is residing upon the land applied for, and that bona fide improvement and settlement have been made. He must also state why he is unable to appear at the Land Office.