

## HOMESTEAD PROOF—TESTIMONY OF WITNESS.

Robert M. Divine, being called as witness in support of the Homestead entry of Martin J. Gathberg for W<sup>1</sup>/<sub>2</sub> 18<sup>1</sup>/<sub>4</sub> 8<sup>1</sup>/<sub>2</sub> 11<sup>1</sup>/<sub>4</sub> Sec 33 46 33 R 80 N, testifies as follows:

Ques. 1.—What is your name, age, and post office address?

Ans. Robert M. Divine Age 42 P.O. Loper Wyoming

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 claimant & the land embraced in this 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? It is not within the limits of any

Ans. incorporated town or selected site and no business conducted except farming

Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land.

Ans. It is all Prairie Grazing and Farming land

Ques. 5.—When did claimant settle upon the homestead and at what date did he establish actual residence thereon?

Ans. he settled on this land in May 1885— and established his residence in July 1885— and has lived continuously on this land ever since

Ques. 6.—Have claimant and family resided continuously on the homestead since first establishing residence thereon? (If settler is unmarried, state the fact.)

Ans. He is a Married and has lived continuously on land ever since July 5<sup>th</sup> 1885

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. He and his family have lived continuously on said claim since July 5<sup>th</sup> 1885— and have cultivated this land ever since

Ques. 8.—How much of the homestead has the settler cultivated and for how many seasons did he raise crops thereon?

Ans. He has cultivated 40 acres for five years

Ques. 9.—What improvements are on the land and what is their value?

Ans. A House 15 X 32 addition 20 X 20 7 Barn and all under fence and is worth at least \$40000

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.) There is no coal or indications of mineral

Ans. of any kind on this land and it is more valuable for agricultural purposes

Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead?

Ans. He has not to my knowledge

Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good faith in perfecting this entry? I have no interest in this land

Ans. and think he has acted in good faith

Robert M. Divine

I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscribed and was sworn to before me this 4<sup>th</sup> day of September, 1891.

[SEE NOTE ON FOURTH PAGE.]

A. M. Timm  
U.S. Court Commissioner for  
District of Wyoming

(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.)