

being duly sworn and examined to Interrogatories filed with the Commission by the Complainants and answers filed by the

1st Int. State your name age, place of residence and occupation?

Ans. My name is Milton Burke, my age about forty years and residence New North District and my occupation Farming.

2^d Int. Are you acquainted with the Parties to this suit or either of them? If so, how long have you known them and each of them?

Ans. I have known all the said Parties for many years.

3^d Int. Look at the Depositions shown you, and state whether you are acquainted with the land in controversy in this suit? If so, state whether the said land is susceptible of an advantageous division between the Complainants and Defendants. Can you express for the opinion fully?

Ans. I look at "Exhibit" Nos. 1, 2, 3, 4 & 5 and hereupon I know the lands in controversy, said lands are susceptible of an advantageous division between the Complainants & Defendants, the parcels in such a situation that it can be equally divided between the Parties. The Woodland can be equally divided, but I can't say whether the Buildings can be equally divided, as I have never made an examination of them?

4th Int. Can said Lands be divided without loss and injury to the Parties interested? State fully herein?

Ans. In my opinion they can for the reasons stated in my answer to the last interrogatory & because if divided they would meet with a more ready sale and bring more money.

To Corp Interrogatories filed with the Commission by the Defendants and answers returned the said Milton Burke deposes and says to the

1st Corp Int. Asked as to this Deponent.

2^d Corp Int. In speaking of an advantageous division of the Property, have you your mind fixed upon any certain definite plan of dividing the same? Describe it?

Ans. I think a line could be run North and South or nearly so, so as to make an equal division between the Parties.

3^d Corp Int. Are you thoroughly acquainted with the Character of the entire land?

Ans. I am.

4th Corp Int. State the character of the land lying South and South East of the dividing line you have spoken of as compared with the rest of the land?

Ans. The land that lies South and South East, is not of as good quality as that which lies South and South West, and is not so desirable, there are some Hills on it. It is pretty hard rolling land & so of easy cultivation. The only Public Road touching the land is the Nebona and