The State of Texas
County of Caldwell } Before me John B. McMahon Clerk of the County Court and State aforesaid personally appeared James W. Winters well known to me, and after being duly sworn according to Law, deposeth and sayeth that Benjamin Franks whose name appears to the foregoing instrument of writing is the same, identical Benjamin Franks that served as a private in Capt. Richard Williams Company, and that he was honorably discharged.

To certify which I have hereto set my hand, and affixed my official seal this 24th day of May A. D. 1857

John B. McMahon
Clk C. C. C. C.