This day Personally Came James D Bingham before me. L. A Bellinger a Justice of the Peace in Precinct No. 3 Brazoria County after being duly sworn says he has known J B Capell since the Spring of 1835 that the said J B Capell left his Fathers house in 1836 to join the Army of Gen Samuel Houston that he did said Capell while he was in the service and the said Capell returned to his Fathers in the December of 1836 after coming out of the army and has known said Capell since

Jas D. Bingham

State of Texas } Personally appeared before
County of Brazoria } me L A Bellinger a Notary Public for the County aforesaid James D Bingham to me well known, and acknowledges the forgoing instrument to be his own act and deed for the purposes and Considerations therein set forth and expressed Given under my hand and Notary Seal at my office This the 5 day of November A D 1870

L A Bellinger
J P & Notary Public
Precinct No 3.
B C.