Affiant States that said Capt. Thos J. Rusk being appointed On the Staff on Gen. S. F. Austin, he, said affiant, became the Captain of said Company - and was personally present and engaged in the battle which resulted in the taking of San Antonio, and the Surrender of said Genl Cos.

Sworn and Subscribed at Nacogdoches, this the 12th day of October A.D. 1870 before me, in Witness whereof I hereunto Set my hand and Official Seal, day and year above Written.

J. P. Roberts

L. S. Taylor
Clk Dist Court
Nacogdoches County