The State of Texas
County of Calhoun

I, John Smith one of the Old 300. Colonists under Stephen F. Austin do solemnly swear that I am well acquainted with Thomas M. Duke:- that in the early part of 1836. I was in the Army, under Genl. Sam. Houston. on the Colorado River, when a Stock of Cattle belonging to Thos. M. Duke was impressed by the Quarter-Master for the use of the Army:- the number of which I cannot state of my own knowledge, but as I lived in the Neighborhood believe the statement of Thos. M Duke as being about 140 Head, more out of the way, and I own them at $5 per Head - Judge Duke's Cattle ran with my own, and I am positive his Brand was the same by us in Camp

John Smith

Sworn to and Subscribed before me in Salinas this 26th day of Augt 1857

Thos. H. Forrester
Justice of the Peace
Precinct No 4
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