he Loupy was absent from Town when the Store was broken into and goods taken, and that his absence was occasioned by the order of Col. Fannin, who sent him to the ranches on the river below to Collect Beeves, for the Subsistence of Col: Fannins Division. — that the whole of the Property herein mentioned was the property of Major J. G. Wertner and further deponents saith not —

Sworn to and Subscribed before me in the City of Houston this 31st day of May 1838. —

John Lee JP

Jno Loupy