

AFFIDAVIT IN ANY FACT

11. 24 - 63

THE STATE OF TEXAS
COUNTY OF DALLAS

BEFORE ME, _____

a Notary Public in and for said County, State of Texas, on this day personally appeared _____

Who, after being by me duly sworn, on oath deposes and says:

I was on the ramp when the truck was backed in to take the prisoner to the Co Jail. I was accompanied by Ch. Batchelor. The Dep Sheriff opened the rear door of truck and a rifle battle fell out & broke. Chief Batchelor & I searched the truck completely, found one loose battle & planned seating arrangements in truck. We had just finished and I was still facing truck & west side to see if all officers were in place when I heard one shot. I immediately looked around & saw a scuffle. I was not aware that the prisoner was being brought out at that time. I immediately ran down to Ruby to be of assistance. Several officers had Ruby down & were handcuffing him.

5 I SUBSCRIBED AND SWORN TO BEFORE ME THIS _____ DAY OF _____ A.D. 1963

Notary Public, Dallas County, Texas

L. S. Smart