(11)

AFFIDAVIT IN ANY FACT

THE STATE OF TEXAS

COUNTY OF DALLAS

BEFORE ME, PATSY COLLINS

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

3138 Alaska, FR 4-2955, Business: WH 2-6203

Who, after being by me duly sworn, on oath deposes and says: I am a driver for Oak Cliff Cab Company. Friday, November 22, 1963 at approximately 1:00 p.m., I discharged a passenger at 321 North Ewing. I then drove my cab to the Gentlemen's Club at 125 South Patton to get a cold drink to go with my lunch. I could not find a parking place in front of the club, so I drove to Tenth Street. I parked on Patton at Tenth headed north and walked back to the club to get thecold drink. I watched tv a little while then went back to my cab to eat my lunch. About the time I started to eat my lunch I saw a Police car going east on Tenth. The Police stopped on Tenth just east of Patton . The officer got out of his car and evidently said something to a manwho was walking west on Tenth. When the Policeman spoke to him, the man stopped. The next thing that attracted my attention was a gun firing. I heard three or four shots, and I saw smoke near the squad car. The officer fell beside the squad car on the driver's side and the man the officer was talking to started running. He ran west on Tenth to Patton then south on Patton to Jefferson. After the man passed my cab, I picked up my mike and reported the shooting to my dispatcher. He asked if I needed an ambulance and I said "yes." Very shortly an ambulance arrived. I do not know the man that shot the officer, but I would recognize him if I saw him again. When the man ran past my cab, he had a pistol in his left hand. I heard him mumble something like "pore dumb cop" or "pore damn cop" twice as he went past. Another man ran up to me. He had a gun in his hand, I thought he was a Policeman, and said let's see if we can find him. This man got into the cab with me and we circled around several blocks but did not see this man who shot the officer.XXXXX XXXX