

Statement of
A. Hayer & Jacob Smback
in case of H. Smiley &
Samuel Malo, arrested
on the ~~10th~~ 10th Dec 1862

~~Witnessed by
James H. Jones
Dec 15 1862~~

Callatin Dec 16 1862

I As Hayes do Certify, that the two men under arrest H. Whilley & Sam. Malo were ordered by me to take some fodder with or without Corn upon it for the use of Government by Capt Spilman Commissary of Troop Horse Brigade. I did as ordered.

A. Hayes Major and Star
Genl West's Brigade

I Jacob Lurbeck do certify that according to orders from Gen Taylor to the effect of respecting his order of arresting all men found trespassing upon private Citizens property that I found ^{Whilley & Sam Malo} ~~the~~ ^{the} ~~two~~ ^{men} taking Corn Fodder from the plantation of Mrs Miller and arrested them according to order. They stored the Corn from their

margin when the former the effect of the
order

Jacob Surbeck