

ACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated

3:17 PM 7-23-82

2. Case Number

82-07-25720

Offense or Incident

CAPITAL MURDER

4. Location

Speegleville Park

5. Date Offense Reported

7-14-82

Name of Complainant (Last Name First)

KS, Kenneth

Address

2804 Savannah Court, Waco

Item Description (Size, Color, Model, Style, Material, Condition, Serial No.)

Value Stolen

Value Rcv.

8. Arr. Want Canc

Name (Last, First Middle)

Address

Witn. Susp. Writ/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

9. Arr. Want Canc

Name (Last, First, Middle)

Address

Witn. Susp. Writ/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

10. Abandoned Used in Offense Parked at PD

Year

Make

Model Name

Body Type

Color(s)

Stolen Stored Vict's Ven Towed Canc

Lic. Yr-State-Number

V.I.N.

Identifying Marks-Condition-Missing Parts

Owner

Address

DA 07057

Est. Value

At 10:58 AM, 7-20-82, myself and Texas Ranger Joe Wiley went to Whataburger on Lake Air Drive to see if we could possibly locate any of the employees at that location that might have seen Kenneth Franks go to their place of business on Tuesday, July 13th. We showed photographs to all of the employees at Whataburger however none of these people could remember whether or not Kenneth Franks had come into their place of business or not. They had stated that there was a subject that worked at Whataburger by the name of Mike Levy who also worked parttime at the Seven Eleven Store at 19th & Lake Shore who knows Kenneth Franks and probably would know whether or not he came in on Tuesday night, 7-13-82. I asked them if they had any address or phone on Mike Levy and they stated that they did not but that I could probably find him at the Seven Eleven at 19th & Lake Shore.

At 11:05 AM, 7-20-82, we went to Jack-In-The-Box at Wooded Acres and Bosque and showed the photograph to several of the people at that location also. None of these people could remember Kenneth Franks or the other two female subjects coming into their place of business on 7-13-82.

At 11:15 AM, 7-20-82, we went to the Army Recruiters Office in the Parkdale Shopping Center in an effort to locate Patty Deis. We found at this time that Patty was working at the Army Recruiters Office located on 5th Street across from the Citizens National Bank in downtown Waco.

At 11:32 AM, 7-20-82, we went to 19th & Lake Shore at the Seven Eleven in an effort to locate Mike Levy. We found out that Levy had not been to work at that location as he was not scheduled to work there and that he was scheduled to work again on 7-21-82.

At 12:45 PM, 7-20-82, myself and Ranger Wiley went to 117 S. 5th at the Army Recruiters Office and contacted Sgt. Flores who is the supervisor over Patty Deis at that location. Flores informed us that Patty had not been in to work on this date and that she was living in the Northwood Apts, Apt #218, and that we may be able to find her at home. He stated that Patty had been very upset since the killings and that 7-20-82 had been her second day of missing work since this incident occurred. He stated that she had also missed 7-15-82 when she had found out that Kenneth Franks had been murdered.

At 1:37 PM, 7-20-82, myself and Ranger Wiley went to 1500 College Drive, Apt #218, in an effort

Unfounded Suspended Excep. Cl.

12. Officer Making Report

NICOLETTI

Badge

347

Reviewed By

Date

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Clerk

Sergeant

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated
3:17 PM 7-23-82

2. Case Number
82-07-25720

3. Offense or Incident
CAPITAL MURDER

4. Location
Speegleville Park

5. Date Offense Reported
7-14-82

Victim or Complainant (Last Name First)
Franks, Kenneth

Address
2804 Savannah Court, Waco

PROPERTY

Qty. Description (Size, Color, Model, Style, Material, Condition, Serial No.)

Value Stolen Value Ac

PERSONS

8. Arr. Want Canc
 Witn. Susp. Writ/Arr. No.

Name (Last, First Middle) Address

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

9. Arr. Want Canc
 Witn. Susp. Writ/Arr. No.

Name (Last, First, Middle) Address

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

VEHICLE

10. Abandoned Used in Offense Parked at PD Year Make Model Name Body Type Color(s)
 Stolen Stored Vict's Veh Towed Canc

Lic. Yr-State-Number V.I.N. Identifying Marks-Condition-Missing Parts

Owner Address Est. Value

DA 07058

Form #3, Pg #2:

to contact Patty Deis. When we arrived we noticed that the front living room window of the apartment had been busted into and that there was glass all over the outside of the window and noticed that there was blood that had dripped down on to the sidewalk on the bottom row of apartments directly underneath the window. We knocked on the door to see if Patty Deis was home however we were unable to get an answer at the door. Myself and Ranger Wiley then went to the managers office at the Northwood Apts and he came back to Patty Deis' apartment with us to let us into the apartment to make sure that she was all right. Once inside the apartment myself and Ranger Wiley searched the interior to make sure that Patty Deis was not on the inside of the apartment and after finding out that she was not there we left the apartment. I then called Sgt. Fortune on a neighbor's phone by the name of Vivian Hoffman of 1500 College Drive, Apt #. Sgt. Fortune informed me that Patty Deis was all ready at the Waco Police Department with Gayle Kelley in an effort to report the incident that had occurred at Deis' apartment. Myself and Ranger Wiley then returned to the Waco Police Department so that we could talk to these two subjects. Ranger Wiley talked to Patty Deis and I talked to Gayle Kelley after arriving at the Waco Police Department. Gayle Kelley informed me that Wilson Walker was a very good friend of Ken's and that he may be able to assist us in this investigation. She also stated that Henry Johnson of 900 West Sierra Madre, Apt #161, Azusa, California, phone number 213/969-9083, was also a good friend of Kenneth Franks and that he had come down to Waco for Franks' funeral. Gayle Kelley informed me that Kenneth and she had stayed out approximately three different times all night at either Patty's apartment or at the Lake and that Kenneth had never gone home on these occasions when he did this. She also informed me that Kenneth and his father had a large strain on their relationship because of the fact that Kenneth found out that his father was gay. She also stated that Kenneth Franks and Kenneth King did not get along at all and that both Kenneth King and Richard Franks were very heavy drinkers. She informed me that on 7-14-82 Mr. Franks had called Gayle Kelley and when discussing the fact that Kenneth might be missing and that something might have happened to him Mr. Franks had made the comment that he had said that Kenneth did not get what he deserved. Gayle Kelley said that Mr. Franks said this / sarcastically and that she did not understand what he meant by this remark. She informed that Kenneth had told her that Mr. Franks had sold his boat approximately three weeks ago and that Kenneth was an avid water skier. She also informed me that Kenneth King did not get along with Kenneth Franks' friends and whenever his friends would come over he would go upstairs

1. Unfounded Suspended 12. Officer Making Report
 Cl. by Arr. Excep. Cl. NICOLETTI
347

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated

3:17 PM 7-23-82

2. Case Number

82-07-25720

3. Offense or Incident

CAPITAL MURDER

4. Location

Speegleville Park

5. Date Offense Reported

7-14-82

6. Victim or Complainant (Last Name First)

Franks, Kenneth

Address

2804 Savannah Court, Waco

7. Description (Size, Color, Model, Style, Material, Condition, Serial No.)

PROPERTY

Value Stolen

Value Rcv

8. Arr. Want Canc

Name (Last, First Middle)

Address

Witr. Susp. Wrrt/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

9. Arr. Want Canc

Name (Last, First, Middle)

Address

Witr. Susp. Wrrt/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

10. Abandoned Used in Offense Parked at PD Year Make Model Name Body Type Color(s)

Stolen Stored Vict's Ven Towed Canc

Lic. Yr-State-Number

V.I.N.

Identifying Marks-Condition-Missing Parts

Owner

Address

Est. Value

Form #3, Pg #3:

DA 07059

and never come down. Ms. Kelley informed me that Rebecca Desmarais had several dealings with narcotics and that Rebecca had sold several different narcotics at Waco High School on several different occasions. Kenneth Franks had made the comment to Gayle Kelley that they would be coming into a lot of money soon because of the fact that Kenneth had begun a partnership with a subject who he referred to as a new dealer and that he did not wish to give the new dealer's name because of her safety. Gayle Kelley tried to get the name from Kenneth Franks however Franks' only comment was that Gayle Kelley knew who the subject was however he did not want to name him and that he was a dealer who had left Waco and had come back recently. I asked Gayle Kelley if she could remember anyone that had left Waco and had come back recently who deals in dope and she stated that she knew of three subjects that might possibly fit into this category. The number one subject was a subject by the name of Transky who she stated had gone to the penitentiary for narcotics and who had gotten paroled from the penitentiary approximately one year ago. She stated that the second subject was a subject by the name of Tab Harper who Ken had stated that he liked to party with because Harper had always gotten ahold of good narcotics. She stated that the third male subject was a subject by the name of Joey who was a redheaded male subject 19yoa, from Dallas. She stated that he had come to Waco on one occasion approximately four months ago and he had brought a lot of narcotics with him. She stated that there was a large contraband of narcotics and a large amount of money passed around in Koehne Park when Joey had come to Waco and that he had told Ken that the next time he would come to Waco that he would look Ken up. She also informed me that Kenneth Franks did not get along with any of the motorcyclists in Koehne Park and that on several different occasions he had gotten into trouble with the motorcyclists. She stated that the only time that he did any dealing with the motorcyclists is when he was trading narcotics with Rebecca Desmarais and that he would not have any dealings with the rest of the motorcyclists at all.

On 7-21-82 I talked to Donna Olson. Donna Olson informed me that she had gone to the funeral of Kenneth Franks with a subject by the name of John Ashley. She told me that she had asked Franks where the bodies had been found and that he had informed her that he did not know. She then stated that Ashley had asked Mr. Franks the same question approximately 20 minutes later and that Mr. Franks had given directions to Ashley on where the bodies were found and that Ashley had made the comment that he had camped at that location at one time or another.

Unfounded Suspended

12. Officer Making Report

NICOLETTI

Badge

347

Reviewed By

Date

MOE

Clerk

Sergeant

Cl. by Arr. Excep. Cl.

3. Offense or Incident CAPITAL MURDER 4. Location Speegleville Park 5. Date Offense Reported 7-14-82

6. Victim or Complainant (Last Name First) Anks, Kenneth Address 2804 Savannah Court, Waco

7. Description (Size, Color, Model, Style, Material, Condition, Serial No.)

PROPERTY table with columns: Qty., Description, Value Stolen, Value Rcv.

8. Arr. Want Canc Name (Last, First Middle) Address

9. Witr. Susp. Writ/Arr. No. Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

9. Arr. Want Canc Name (Last, First Middle) Address

10. Witr. Susp. Writ/Arr. No. Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

10. Abandoned Used in Offense Parked at PD Year Make Model Name Body Type Color(s)

11. Stolen Stored Vict's Veh Towed Canc Lic. Yr-State-Number V.I.N. Identifying Marks-Condition-Missing Parts

12. Owner Address Est. Value

DA 07060

Form #3, Pg #4:

Mr. Franks had then replied that he too had camped at that location in the past.

7-22-82 myself and Sheriff Deputy Abner talked with a subject by the name of Clarence Pier... 7-13-82, and that he had gotten to the park between 8:00 PM and 8:30 PM. He stated th... had stopped on the side of the road to help two white male subjects change a flat tire and... that the two white male subjects had been driving at Datsun B210. He stated that one of the... white male subjects he believed the name to be Bill and that the other white male subject was... blonde headed and approximately 25yoa, muscular build, clean cut. He stated that after he he... ed these two subjects change the flat tire that they invited him to a party in Speegleville a... that he had went ahead and went to the party with them and that there was approximately 15 to... 20 people at the party. He stated that the did not know any of the people at the party and t... he had only seen some of them occasionally before. He stated that there was a blue & white... GMC pickup parked at the party with two kegs of beer setting in the bed of the truck. Pierce... stated that between 9:30 PM and 10:00 PM he saw an orange Pinto pull up to the party and that... a couple of people went over to the car. He stated that he saw the blonde haired girl who he... believed to be Raylene Rice get out of the car and that she had been talking to some of the... subjects that had came over to the car. He stated that there was two females sitting in the... front seat who he believed to be Raylene Rice and the dark headed girl whom he believed to be... Jill Montgomery and he stated that there was two to three males in the back seat. He stated... that one of the males was a black male who seemed to be very tall and skinny and had a short... afro and a sloppy flannel shirt. He stated that he believed the black male to be between the... ages of 19 to 20 years old. Pierce also stated that there was a dark blue GMC van with a... silver stripe at the party and that the people occupying the van had stated that they were go... to stay in Speegleville all night long. He stated that the orange Pinto left the party after... approximately 20 minutes and that they had driven off and then returned to the party approxi... mately one half hour later. He stated that several other people then went to the ca° AGain a... t he believed that possibly the people in the orange Pinto were selling Marihuana. He the... stated that the orange Pinto left for a second time and approximately one half hour later aft... the orange Pinto left that everyone else decided to leave as it was getting close to 11:00 P... and that the front gate to Speegleville was going to close. He stated that the orange Pinto

1. Unfounded Suspended 12. Officer Making Report NICOLETTI Badge 347 Reviewed By Date X INDC Clerk Sergeant

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated

3:17 PM 7-23-82

2. Case Number

82-07-25720

3. Offense or Incident: CAPITAL MURDER; 4. Location: Speegleville Park; 5. Date Offense Reported: 7-14-82

Victim or Complainant (Last Name First): Franks, Kenneth; Address: 2804 Savannah Court, Waco

Table with 3 columns: Qty., Description (Size, Color, Model, Style, Material, Condition, Serial No.), Value Stolen, Value Ac.

8. Arr. Want Canc; Name (Last, First Middle); Address; Writ/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

9. Arr. Want Canc; Name (Last, First, Middle); Address; Writ/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

10. Abandoned Used in Offense Parked at PD Year Make Model Name Body Type Color(s); Stolen Stored Vict's Veh Towed Canc

Lic. Yr-State-Number V.I.N.; Identifying Marks-Condition-Missing Parts

Owner; Address; Est. Value

DA 07061

Form #3, Pg #5:

did not leave the park the second time it left but had just driven deeper into Speegleville park.

At 3:00 PM, 7-22-82, myself and Sheriff Deputy Abner went to 1916 Mitchell in an effort to locate Wilson Walker, DOB: 6-6-62, height 5'7", weight 160 lbs. We found that Walker was not at home and that he was working at the Waco Center For Youth on N. 19th Street. Myself and Abner then went to North 19th Street to the Waco Center For Youth where we found Wilson Walker. Wilson Walker stated that Kenneth Franks had come over to his house on Tuesday at 5:30 PM after Walker got off of work and Franks had asked him if he wanted to go with him to wash his motorcycle. Walker stated that Franks had been driving Pat Torres' motorcycle and that they drove to the car wash across the street from Lyons Park on Bosque Blvd and washed Torres' motorcycle. He then stated that they went to the grocery store next door to the car wash and bought themselves a pack of cigarettes and then drove to Cameron Park. He stated that after riding around in Cameron Park that they went to the Seven Eleven at 18th & Herring and that Franks had dropped Walker off at that location and that Walker had bought some groceries and walked home. Franks had mentioned the fact that he was supposed to be home by 5:00 PM and that he did not leave Walker at the Seven Eleven until sometime between 8:00 PM and 8:30 PM. He then stated that after being dropped off at the Seven Eleven that Franks left heading south on 18th Street. I asked Walker if he was positive that Franks had been over to his house between 5:30 PM and 9 PM on Tuesday, 7-13-82, and he stated that he was.

At 9:00 AM, 7-23-82, I went to the Methodist Home and talked to Gayle Kelley once again. Gayle Kelley informed me that on Wednesday, 7-21-82, that she had been running errands around town and that she noticed that there were three black male subjects in a blue Plymouth Duster following her around town. She stated that she went to Citizens Bank and that she noticed the black male subjects parked in the parking lot waiting for her. She then stated that she went to the Safeway parking lot watching her once again. She then stated that they followed her to North Waco where she lost sight of them and she did not see them again. After this incident occurred Gayle Kelley called Patty Deis and told her about this and she stated that Deis informed her that she too had been followed by the same black males in a blue car on 7-20-82. After

11. Unfounded Suspended; 12. Officer Making Report: NICOLETTI; Badge: 347; Reviewed By; Date; Clerk; Sergeant

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated

3:17 PM 7-23-82

2. Case Number

82-07-25720

3. Offense or Incident

CAPITAL MURDER

4. Location

Speegleville Park

5. Date Offense Reported

7-14-82

Victim or Complainant (Last Name First)

Tranks, Kenneth

Address

2804 Savannah Court, Waco

6. Qty. Description (Size, Color, Model, Style, Material, Condition, Serial No.)

Value Stolen

Value R

PROPERTY

8. Arr. Want Canc

Name (Last, First Middle)

Address

Witr. Susp. Wrrt/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

PERSONS

9. Arr. Want Canc

Name (Last, First, Middle)

Address

Witr. Susp. Wrrt/Arr. No.

Race Sex Age/DOB Height Weight Hair Eyes Clothing-Distinctive Marks-Other

10. Abandoned Used in Offense Parked at PD

Year

Make

Model Name

Body Type

Color(s)

Stolen Stored Vict's Veh Towed Canc

Lic. Yr-State-Number

V.I.N.

Identifying Marks-Condition-Missing Parts

VEHICLE

Owner

Address

Est. Value

Form #3, Pg #6:

receiving this information I had remembered that Detective Salinas had gotten some information from Ronald Wayne Robinson of 1017 Morrow that he had seen a blue Plymouth Duster in Koehne Park on 7-13-82. I called Ronald Wayne Robinson at phone number 756-5244 and talked to his father Mr. Rhodes. Mr. Rhodes informed me that his son was at a house located across from H at 20th & Waco Drive and that I could probably find Robinson at that location.

This is all the information I have at this time pertaining to this case.

rip 7-24-82 10:35 AM

DA 07062

11. Unfounded Suspended

12. Officer Making Report

Badge

Reviewed By

Date

INDEX

Clerk

Sergeant

Cl. by Arr. Excep. Cl.

NICOLETTI

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