

File
Volume VII- Ottis Toole File
File 20
STATEMENT- Det. Terry (JSO)
10/21/83



OFFICE OF THE DISTRICT ATTORNEY

Travis County Administration Building
P.O. Box 1748
Austin, Texas 78767
Area Code 512 473-9400

RONALD EARLE
District Attorney

PHILIP A. NELSON, JR.
First Assistant

October 28, 1983

Detective J. W. Terry
Office of the Sheriff
Jacksonville Police
P.O. Box 2070
Jacksonville, Florida

Re: Ottis Toole

Dear Buddy:

As you requested, the attached is a recall of my conversations with Ottis Toole concerning the Adam Walsh Murder Case. There may be other statements that he made that I can not remember right now. If I come up with anything I will advise you.

Thank you for all of your help and if I can be of any further assistance, please call on me.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Ruiz".

Paul Ruiz
Investigator
District Attorney
Travis County, Texas

PR/jws

My first conversation about Adam started on 10-19-83 when I asked Ottis to think about kids. He stated to me that "I don't think I could kill a kid, you know little kids like 7,8,9,10 years old. I may, and could have killed 14,15,16 year olds.

During other brief conversations the following was stated by Ottis: I asked him if he had told someone about killing a kid and cutting off his head somewhere in Florida. He laughed and said "I wouldn't do that, not no little kid." "I could kill 14,15 years old and it could have been in Florida." "If I killed any I wouldn't know the exact location.

On 10-20-83 I again talked to Ottis about Adam and he told me that he was driving around and went to a shopping center and saw Adam. He got him in the car by telling him that he had alot of toys that he could have. He told me that he had not planned to kill him at first and that he actually wanted to keep him for himself. He wanted to raise him. He also told me he really wanted a little baby to raise (clone) because he knew how to change diapers. I asked him what they talked about and he told me that they talked about different things but could only remember that Adam liked to play baseball. He also told me that Adam kept saying that he wanted to get out and that if Ottis would take him back, he would not tell anyone. He then told me that he Adam started to get on his nerves when he kept yelling and it got him excited and how he back-handed him several times, hitting him in the head. He then decided to kill Adam when he realized Adam was too smart and could identify him. He later told me that he was having trouble trying to remember what he did with the rest of the body parts because as he put it "all the body parts seem to be all jumbled up." He then eventually told me that he had not cut off the body parts and that in fact the body was intact. He also stated that the body should be in the pond where the head was. He asked if the pond was dredged and stated that "I know they must have found blood on the dock." The last comments Ottis made concerning Adam was that he would not have driven the kids body all over the Country and that he would try his best to find the body.

**SUPPLEMENT REPORT
HOLLYWOOD POLICE DEPARTMENT**

1. ARRESTEE, COMPLAINANT, DRIVER #1, VICTIM WALSH, ADAM	2. ARREST NO.	3. COMPLAINT NO. 83-56073
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<input type="checkbox"/> FORM USED AS CONTINUATION SHEET FOR CURRENT REPORT			<input type="checkbox"/> FORM USED TO REPORT FOLLOWUP INVESTIGATION OR SUPPLEMENTAL INFORMATION		
4. EXTRA COPIES	5. PAGE NO. 1	6. TRAFFIC CITATION NO.	9. OFFENSE AND CLASSIFICATION HOMICIDE/MURDER CHANGED <input type="checkbox"/> YES		
7. KIND OF REPORT CONTINUED			10. STATUS <input type="checkbox"/> UNFOUNDED	11. MULTIPLE CLEAR-UP (LIST OTHER COMPLAINT # YES NOS. IN NARRATIVE) <input type="checkbox"/> NO	
<input type="checkbox"/> OFFENSE <input type="checkbox"/> TRAFFIC ACCIDENT <input type="checkbox"/> ARREST <input type="checkbox"/> FOLLOWUP OR SUPPLEMENTAL			<input checked="" type="checkbox"/> CLEARED <input type="checkbox"/> NOT CLEARED	<input type="checkbox"/> YES <input type="checkbox"/> NO	
8. OFFENSE OR CHARGE STATEMENT OF JESSE W. TERRY			12. FURTHER POLICE ACTION & REPORT REQUIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		13. VALUE OF PROPERTY RECOVERED \$
INSTRUCTIONS FOR FOLLOW-UP OR SUPPLEMENTAL USAGE.			UNDER NARRATIVE, RECORD ALL DEVELOPMENTS IN THE CASE SUBSEQUENT TO LAST REPORT. DESCRIBE AND RECORD VALUE OF ANY PROPERTY RECOVERED. NAMES AND ARREST NUMBERS OF ANY PERSONS ARRESTED. EXPLAIN ANY OFFENSE CLASSIFICATION CHANGE. CLEARLY SHOW DISPOSITION OF RECOVERED PROPERTY AND INVENTORY NUMBER.		

The following will be a taped statement taken from DETECTIVE JESSE W. TERRY, W/M, DOB: 10/1/37, who is a detective for the Jacksonville, Duval County, Police Department, State of Florida, address of 501 East Bay Street, phone number - 904-633-4190. This statement is reference certain knowledge and information that DETECTIVE TERRY possesses concerning the homicide/murder of ADAM WALSH which occurred within the City of Hollywood, Broward County and State of Florida at 300 Hollywood Mall, occurring on or about July 27, 1981, on a Monday. This statement is being taken by Detective R. Hickman #0434 and Detective J. Hoffman #0038 of the Hollywood Police Department and is commencing on Friday, October 21, 1983, at 11:17 P.M.

Q: DETECTIVE TERRY, I'm going to place you under oath by virtue of my commission as a Notary Public for the State of Florida. Would you raise your right hand. Do you solemnly swear the information that you will give in this statement will be the truth, the whole truth so help you God?

A: I do.

Q: MR. TERRY, would you state you state your complete given name and your date of birth and your occupation where you're employed?

A: JESSE WALTER TERRY, date of birth is October the 1st, 1937, I'm employed as a detective, Homicide Division, Jacksonville Sheriff's Office in Jacksonville, Florida.

Q: Okay, MR. TERRY, HAVING APPEARED BEFORE ME, A NOTARY PUBLIC AT LARGE IN AND FOR THE STATE OF FLORIDA, AND AFTER HAVING BEEN DULY SWORN, DEPOSES AND STATES:

What we're looking for, Detective Terry, is information concerning the ADAM WALSH homicide investigation. We are primarily concerned with how you got involved with certain information in this case.

A: On or about the first, I would say the first week, the first or second of October of this year, Detective Steve Kendricks from Brevard County came to my office to interview an OTIS ELLWOOD TOOLE concerning a homicide in

14. DATE/TIME REPRODUCED-SERIAL 10/24/83 #0764	15. REPORTING OFFICER DET. J. HOFFMAN/DET. R. HICKMAN	SERIAL	DATE/TIME	16. SUPERV. APPROVING SERIAL	17. REVIEWER
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**SUPPLEMENT REPORT
HOLLYWOOD POLICE DEPARTMENT**

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WALSH, ADAM

2. ARREST NO.

3. COMPLAINT NO.
83-56073

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8. OFFENSE OR CHARGE STATEMENT OF JESSE W. TERRY			12. FURTHER POLICE ACTION & REPORT REQUIRED? <input type="checkbox"/> YES <input type="checkbox"/> NO		13. VALUE OF PROPERTY RECOVERED \$
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Brevard County. At the conclusion of this interview with MR. TOOLE, Detective Kendricks related to me that MR. TOOLE had mentioned that he had been in Fort Lauderdale, Florida, and inquired of Detective Kendricks if he had been in Fort Lauderdale, Florida. Then on the 9th or the 10th of the month, I was getting ready to go to a homicide task force conference in Monroe, Louisiana and I interviewed MR. TOOLE prior to my leaving and he at this time asked me if I had been to Fort Lauderdale and I replied that I had and I asked him if he had and he said he had and he stated there was an incident that occurred two or three years ago that he wished to talk to me about and he stated he would like to talk to me about it when I returned from Monroe, Louisiana. And I returned from Monroe, Louisiana, I returned to my job, I believe the 16th of October and somewhere between the 16th and the 18th of October, MR. TOOLE and I had an opportunity to sit down and have a conversation with Detective Paul Ruiz from Trevas County, Texas was also present during one of these conversations. And MR. TOOLE stated that he and HENRY LUCAS who is presently incarcerated in Denton, Texas, had come to the Fort Lauderdale area and had abducted and murdered a young white male between the ages of six and ten years old. I then made some phone inquiries to various agencies in South Florida concerning this case which we found out the victim's name was ADAM WALSH. We were in turn referred to the Broward County Police Department.

Q: You mean the Sheriff's Office.

A: The Sheriff, yea the Sheriff's Office. And I left my name and number Excuse me. I talked to I believe it was Detective Gibbons.

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Q: The City of Hollywood Police Department.

A: Hollywood yes. I told him that I was talking to a person who possibly had information on this case and he stated he would have the case officers return my call. I believe it was on the 18th when I spoke with . . .

Q: Wednesday you talked to myself, Detective Hickman.

A: Detective Hickman. I had made notes on some of the statements, on the statement that TOOLE had given me concerning this homicide and I was not familiar with the facts of the homicide and that night Detective Hickman and his partner came to Jacksonville, Florida. They in turn interviewed MR. TOOLE and he at first stated that he and LUCAS committed the homicide of ADAM WALSH. And after reviewing some notes that I had on HENRY LUCAS, it was determined that MR. LUCAS was in custody in Wilmington, Delaware at the time the homicide occurred. I went back into the interview room in the Jacksonville Police Department Memorial Building and confronted MR. TOOLE with this information and at this time he stated that he, himself, had murdered ADAM WALSH and not HENRY LUCAS as he had earlier stated. I relayed this information to Detective Hickman. He in turn went back in and interviewed MR. TOOLE and MR. TOOLE gave a statement concerning his part in the murder of ADAM WALSH.

Q: What Detective Hoffman and my concern in this matter is is the knowledge that you have concerning this investigation from Hollywood, in your contact with OTIS O'TOOLE, correction TOOLE, and we wanted to make sure that he was not given information.

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A: The only information that I obtained when I talked to Hollywood, I told them that I had a suspect talking about the murder of a young male, a white male in the Fort Lauderdale area and I had been given the name ADAM WALSH, someone in my department brought it up, I don't remember who they said remembered the story on it. And the only information I had given was a young white male had been abducted from a mall and his head had been found in a canal area and other than that that was all the information I had.

Q: How long have you known OTIS TOOLE?

A: I have known him probably eighteen years.

Q: Okay you are presently conducting homicide investigations in which MR. TOOLE has confessed to is that correct?

A: Yes he has confessed to me and several other states concerning homicides that he has committed and also a number of homicides that he and LUCAS have committed together.

Q: How many of these homicides were you able to confirm, you or other agencies? Approximately.

A: I have been able to confirm on MR. TOOLE'S statements concerning he and LUCAS in Jacksonville nine homicides and one additional homicide by MR. TOOLE he committed by himself. There are six other states, at least six other states that have confirmed confessions and statements from MR. TOOLE.

Q: Do you know him to be a literate person or illiterate person?

A: MR. TOOLE is illiterate, illiterate. He understands it, he does not read that well. He is very streetwise and he has very good common sense.

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8. OFFENSE OR CHARGE STATEMENT OF JESSE W. TERRY			12. FURTHER POLICE ACTION & REPORT REQUIRED <input type="checkbox"/> YES <input type="checkbox"/> NO		13. VALUE OF PROPERTY RECOVERED 5
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He generally will tell the truth.

Q: His present status of incarceration is due to a conviction for arson in Duval County, correct?

A: Yes sir.

Q: Where is he incarcerated, what I'm talkin about is the area he's incarcerated in. Is he at the main body of prisoners or is he in a select area at this time.

A: He is in the population on mezzanine floor of Duval County Jail. He is on a twenty year sentence in Florida State Prison for arson and he is also under first degree murder indictment and first degree arson awaiting trial at this time.

Q: Now on certain, when you were trying to check out his credibility when he was confessing to these crimes, did there ever come a time that he confessed to a crime that he didn't do. Did you find that to be the case?

A: No sir he will not confess to a crime he did not do. As an example I had officers from Mobile, Alabama in my office last night which was Thursday night. They showed him several crime scene photographs and he stated emphatically he did not do the homicides and he would not confess to them.

Q: Okay. Another point I want to mention. That when you spoke to him about the other homicides, not the ADAM WALSH homicide, he had no problem discussing these cases with you is that correct?

A: No sir he had no problem it was like a general every day conversation.

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Q: Okay did you notice anything different when he discussed the ADAM WALSH case?

A: At the beginning in my conversation with him on the ADAM WALSH case he was upset to an extent, he showed the first signs of remorse I'd had seen in him. As he got deeper into the interview, he showed an extreme amount of remorse and I know this evening during the interview he was extremely upset and he broke down and cried.

Q: In the cases that you have investigated and confirmed and some of the other agencies have confirmed between OTIS TOOLE and HENRY LUCAS, were there cases of mutilation and dismemberment?

A: They were some of the most brutal cases I've ever seen. I've seen the pictures, there was mutilation, there was dismemberment, there was necrophelia, cannibalism, and I guess the victims were murdered every way known to man.

Q: Okay. Is that the extent of your involvement in this case?

A: Other than accompanying yourself and Detective Hickman in to the Hollywood area last night.

Q: Okay I don't have any questions to ask you at this time, Detective Terry. Is there anything else you'd like to add?

A: Other than I think it's a joint effort, in my own opinion I firmly believe TOOLE is the murderer of ADAM WALSH.

Q: Alright this statement is being concluded on Friday, October 21st, 1983, at approximately 2328 hours. End the statement with the standard

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notary ending.

Q: The witness will sign a waiver of reading and signing the statement.
Thank you.

THE FOREGOING STATEMENT CONSISTING OF SEVEN (7)
PAGES WAS SWORN TO AND SUBSCRIBED BEFORE ME THIS
_____ DAY OF _____, 1983.

NOTARY PUBLIC
STATE OF FLORIDA AT LARGE

14. DATE/TIME REPRODUCED-SERIAL 10/24/83 #0764	15. REPORTING OFFICER DET. J. HOFFMAN/DET. R. HICKMAN	SERIAL #0038	DATE/TIME #0434	16. SUPERV. APPROVING SERIAL	17. REVIEWER
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WAIVER OF READING AND SIGNING STATEMENT

THE UNDERSIGNED JESSE W. TERRY, HAVING BEEN
DULY SWORN STATES THAT HE HAS BEEN FULLY ADVISED OF HIS RIGHTS TO READ
AND SIGN STATEMENT GIVEN BY HIM TO OFFICERS OF THE HOLLYWOOD POLICE
DEPARTMENT PURSUANT TO THEIR INVESTIGATION OF MATTERS CONNECTED WITH
HOLLYWOOD POLICE CASE # 81-56073 AND THAT HE DOES HEREBY
FREELY AND WITH FULL KNOWLEDGE WAIVE SAID RIGHTS AND PRIVILEGES,
READING AND SIGNING OF HIS SWORN TAPE RECORDED STATEMENT.

Jesse W. Terry DATE 10-21-83
AFFIANT
SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 21ST DAY
OF OCTOBER, 19 83.

Ronald K. Heibauer
NOTARY PUBLIC

NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES MAR 7, 1985
BONDED THRU GENERAL INS. UNDERWRITERS

1S		<input type="checkbox"/> YES	
7. KIND OF REPORT CONTINUED		10. STATUS <input type="checkbox"/> UNFOUNDED	11. MULTIPLE CLEAR-UP* (LIST OTHER COMPLAINT NOS. IN NARRATIVE) <input type="checkbox"/> NO
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8. OFFENSE OR CHARGE KINDRICK, Steven Richard		12. FURTHER POLICE ACTION & REPORT REQUIRED* <input type="checkbox"/> YES <input type="checkbox"/> NO	13. VALUE OF PROPERTY RECOVERED \$
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The following will be a voluntary sworn statement reference to a homicide/abduction that occurred on or about July 27, 1981. This offense occurring at 300 Hollywood Mall in the City of Hollywood, County of Broward, State of Florida. This statement is being obtained from witness identified as KINDRICK, Steven Richard, W/M, DOB 5/16/48 who is employed as a homicide investigator for the Brevard County Sheriff's Department.

Q. Prior to taking your statement, Steve, are you aware that it is a crime under Florida State Statute to knowingly furnish false information while under oath?

A. Yes I understand.

Q. You are now placed under oath by virtue of my commission as a Notary Public for the State of Florida, Broward County. At this time would you please raise your right hand? (LET THE RECORD REFLECT THAT THE WITNESS' RIGHT HAND IS RAISED). Steven Richard Kindrick, do you solemnly swear to tell the truth, the whole truth and nothing but the truth, so help you God?

A. I do.

STEVEN RICHARD KINDRICK, HAVING APPEARED BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF FLORIDA, BROWARD COUNTY, HAVING BEEN DULY SWORN, DEPOSES AND STATES:

Q. For the record, would you please state your complete given name, date of birth and place of employment?

A. Steven Richard Kindrick, May 16, 1948. I am a homicide investigator for Brevard County Sheriff's Department.

Q. How long were you so employed as a homicide investigator Steve?

A. Three years.

Q. Three years. Okay, I'd like to recall your attention to a date of, I

14. DATE/TIME REPRODUCED-SERIAL 11/5/83 0799	15. REPORTING OFFICER DET. J. HOFFMAN #0038	SERIAL #0038	DATE/TIME	16. SUPERV. APPROVING SERIAL	17. REVIEWER
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