

1 certain ones for awhile.

2 Q. Does Rueben Moore preach there?

3 A. His wife preaches sometimes.

4 Q. When -- Does Rueben Moore have camp meetings
5 there at the House of Prayer?

6 A. That's right.

7 Q. Did he have a camp meeting at that House of
8 Prayer in May of 1983? You have to speak up, sir, so
9 the Court Reporter can take it down.

10 Did Rueben Moore have a camp meeting at the
11 House of Prayer in May of 1983?

12 A. Yes, sir.

13 Q. Did you go to that camp meeting?

14 A. I did.

15 Q. And is that camp meeting a revival type of
16 situation where they have church services every day?

17 A. Day and night.

18 Q. If Rueben Moore had said in court that that
19 camp meeting was from May 9th to May 19th of 1983,
20 does that sound about right?

21 MR. JEWKES: Objection, Your Honor. I'm
22 going to object to counsel leading his witness.

23 THE COURT: I'll sustain the objection.

24 Q. (BY MR. PONTON) Do you recall that near the
25 end of the camp meeting at the House of Prayer in May

1 of 1983 that you had an accident in your automobile
2 in front of the House of Prayer?

3 A. I do.

4 Q. And after that accident, did you have to go
5 to the hospital?

6 A. I did.

7 Q. Did you spend several days at the hospital?

8 A. I went in on the 17th of May and come out
9 the 21st.

10 MR. PONTON: May I approach the witness,
11 Your Honor?

12 THE COURT: Yes, sir.

13 (Defendant's exhibit marked, D-74.)

14 Q. (BY MR. PONTON) Mr. Murphy, I'm going to
15 show you what I have marked as Defendant's Exhibit 74.
16 Can you please tell the Court what this letter is?

17 A. It's a record from Bowie Hospital.

18 Q. And could you please read that letter to the
19 Court?

20 A. "This is to certify that Mr. Jesse A. Murphy
21 was in the hospital from May the 17th of 1983 to May
22 the 21st, 1983."

23 Q. Mr. Murphy, after you got that -- did you go
24 get that letter yourself?

25 A. Yes, sir.

1 Q. And did you get that letter yourself from
2 the hospital?

3 A. Yes, sir.

4 Q. And did you ask the hospital to look at
5 their records so they could tell you when you were at
6 the hospital?

7 A. I sure did.

8 Q. After looking at that letter, do you think
9 that that May 21st date is the day you got out of the
10 hospital?

11 A. Well, I done went to my doctor about that
12 and went there when I went in. I didn't ask him when
13 I went in.

14 Q. Are you pretty certain now that May 21st is
15 the day you got out?

16 A. I know it is.

17 Q. Okay. Now, when you had that car wreck and
18 went to the hospital, your car couldn't run after
19 that wreck, could it?

20 A. No, it couldn't.

21 MR. JEWES: Your Honor, pardon me. I'm
22 going to object to the leading nature of questions.

23 THE COURT: Well, I'm going to overrule it.
24 If I don't, we will never get to it. You know, this
25 is one of those problems. Go ahead.

1 Q. (BY MR. PONTON) Where did your car stay
2 while you were at the hospital?

3 A. Over at Rueben Moore's.

4 Q. At the House of Prayer?

5 A. Yes.

6 Q. Now, after you got out of the hospital, did
7 Rueben make arrangements to bring your car to your
8 house?

9 A. He did.

10 Q. Who helped Rueben bring your car to your
11 house?

12 A. Henry Lee Lucas.

13 Q. Do you know Henry Lee Lucas?

14 A. Yes, sir.

15 Q. Do you see him here in the courtroom?

16 A. Yes, sir.

17 Q. Would you please point him out for the Court?

18 A. He's right over there.

19 Q. How is he dressed? Could you please
20 describe how he is dressed? What kind of coat does
21 he have on?

22 A. Well, in my ability, it looks kind of like a
23 gray blue.

24 Q. Is he the gentleman in the red tie seated
25 next to the lady?

1 A. Well, that's the one I'm talking about.

2 MR. PONTON: May the record reflect that the
3 witness has identified the defendant, Your Honor?

4 THE COURT: It will so reflect.

5 Q. (BY MR. PONTON) Now, do you recall when
6 Henry Lucas and Rueben Moore brought your car to your
7 house after you got out of the hospital?

8 A. Well, I couldn't say the exact day, but I
9 think between three to four -- three to five days.

10 Q. Three to five days after you got out of the
11 hospital Henry and Rueben brought your car to you?

12 A. That's right.

13 Q. How far is your house from the House of
14 Prayer?

15 A. Well, it was something like perhaps 15 miles.

16 Q. And were you at your house when Henry and
17 Rueben got there with your car?

18 A. I was out walking around in the front yard
19 trying to get exercise.

20 Q. And who was driving the pickup and who was
21 driving the car?

22 A. Rueben Moore was driving his pickup and
23 Henry Lee was driving the old car.

24 Q. And did Rueben have a chain hooked on to the
25 back of his pickup to pull your car?

1 A. Yes, sir.

2 Q. And do you recall any comments made about
3 how hard it was to drive your car without power
4 steering?

5 A. Yes.

6 Q. Who was making those comments?

7 A. Rueben Moore asked Henry Lee Lucas, said,
8 "Was it hard to hold the road?" And he said, "It
9 sure was."

10 Q. And that day that they brought that car to
11 your house could have been up to five days after you
12 got out of the hospital?

13 A. Could have been.

14 MR. PONTON: At this time, Your Honor, I
15 would move for admission into evidence of Defendant's
16 Exhibit 74.

17 MR. JEWKES: No objection.

18 THE COURT: What is this?

19 MR. PONTON: It's this letter, Your Honor.

20 THE COURT: All right.

21 MR. PONTON: May I approach the bench?

22 THE COURT: Yes, sir.

23 It will be admitted.

24 MR. PONTON: We pass the witness, Your Honor.

25

CROSS-EXAMINATION

BY MR. JEWKES:

1 Q. Mr. Murphy, do you sometimes preach --

2 A. Yes.

3 Q. -- at the House of Prayer?

4 A. I do.

5 Q. What would you be, something like, say, a
6 guest minister?

7 A. Guest minister.

8 Q. And do you sometimes share the preaching
9 duties with Rueben Moore?

10 A. Rueben don't preach.

11 Q. Rueben doesn't preach?

12 A. No. He is a teacher. His wife preaches.
13 She has different visiting preachers.

14 Q. What kind of teaching does Rueben Moore do?
15 Does he --

16 A. Teaches Sunday school classes.

17 Q. For the small kids?

18 A. No, for the adults.

19 Q. But Faye Moore, she does preach?

20 A. She does preach.

21 Q. Now, in reference to that camp meeting that
22 was held in May, do you know when that camp meeting
23 started?
24
25

1 A. Well, it was something around the 9th of May.
2 I did -- I wouldn't say for sure, but there was
3 supposed to be ten days of it.

4 Q. Okay. And what do you-all do at those camp
5 meetings?

6 A. Well, they have services at 10:00 in the
7 morning, 7:30 service at night. We have lunch,
8 supper -- a lot of people call it dinner. I call it
9 supper. So three meals a day.

10 Q. And at those camp meetings do people ever
11 live right there on the premises at the House of
12 Prayer?

13 A. Yes.

14 Q. Did you live there on the premises during
15 that time?

16 A. No, I didn't.

17 Q. You traveled back and forth from your house?

18 A. Back and forth.

19 Q. How far did you live from the House of
20 Prayer?

21 A. 15 miles, something like that.

22 Q. Okay. Now, would there be any type of
23 activities at night during these camp meetings?

24 A. Any what?

25 Q. Any activities at night?

1 A. I don't know what --

2 Q. Would you-all do anything at a night --

3 A. Well, we were having services, preaching,
4 singing, music.

5 Q. So you would have service during the daytime
6 and services during the night?

7 A. At night.

8 Q. Now, during the time this camp meeting was
9 going on, did you ever see Henry Lucas?

10 A. Yes, sir.

11 Q. What would he be doing during those times?

12 A. He would be at the church sitting on the
13 back seat. I would shake hands with him several
14 times in the service.

15 Q. Did you see him every day during the
16 meetings?

17 A. No, I wouldn't say every day. I would say
18 several times.

19 Q. Did -- Who prepared the food for you-all?

20 A. Well, it was different ladies that worked
21 there, mostly Faye Moore.

22 Q. Now, if that accident occurred on May the
23 17th, that means that you missed two days of the camp
24 meeting?

25 A. Either one or two. I forget which one it

1 was. There was ten days of it and I --

2 Q. So assuming the camp meeting started on May
3 the 9th or maybe May the 10th, at best you would have
4 only attended seven days of the camp meeting?

5 A. Well, it was something like that.

6 Q. And you testified that you got out of the
7 hospital on May the 21st?

8 A. Yes.

9 Q. And you returned to your home. Is that
10 correct?

11 A. Yes, sir.

12 Q. Did you hear me?

13 A. Yeah, I hear you. I'm watching your lips so
14 I can --

15 Q. Okay. I'll look straight at you, then.
16 Now, what kind of car did you own, Mr.
17 Murphy?

18 A. An old '72 Oldsmobile.

19 Q. How badly was it damaged in the wreck?

20 A. It was completely ruined, 100 percent.

21 Q. As briefly as possible, could you explain to
22 us how the accident happened?

23 A. Well, I run out of gasoline on the highway
24 and that car was coming. The car went dead on me.

25 Q. Okay. Did a car run into the front end or

1 the rear end?

2 A. Right on the driver's side.

3 Q. Hit you on the side?

4 A. Uh-huh.

5 Q. Were you on the road or off the side of the
6 road?

7 A. I was on the road.

8 Q. Was anybody injured besides you?

9 A. Nobody -- Well, yeah, the girl that was in
10 the other car.

11 Q. Was she seriously injured?

12 A. I don't know how bad. It broke her kneecap,
13 I hear.

14 Q. And you were taken immediately to the
15 hospital?

16 A. Yes.

17 Q. Now, according to your testimony, you were
18 at home several days before the car was returned to
19 you. Is that correct?

20 A. No, I was there four or five days.

21 Q. Four or five days?

22 A. I couldn't -- Something close to that.

23 Q. Okay. I misunderstood you. I thought you
24 said three to five days.

25 A. Well, that's what I said to him, wasn't it,

1 three to five days?

2 Q. Okay. Three to five days. Now, when Henry
3 Lucas and Rueben Moore brought that car back to you,
4 do you remember what time of the day it was?

5 A. Sir, I sure don't.

6 Q. You don't know if it was morning, afternoon
7 or evening?

8 A. I couldn't say.

9 Q. Is there any way that you might remember
10 what day of the week it was?

11 A. Sure can't.

12 Q. Don't know whether it was during the week or
13 maybe on the weekend?

14 A. Well, I'd say it would come near being on
15 the middle of the week, somewhere along there.

16 Q. Middle of the week?

17 A. Something like that.

18 Q. Okay.

19 A. I have got no exact date.

20 Q. Sure. I understand. Why do you think that
21 it might have been during the middle of the week?

22 A. Just in my mind. I don't know. I can't
23 figure it all out.

24 Q. Mr. Murphy, did you pay either Rueben Moore
25 or Henry Lucas anything for bringing that car back to

1 you?

2 A. No, sir.

3 Q. They did it free of charge?

4 A. They wouldn't take no pay. I offered to pay,
5 and they wouldn't take no pay.

6 Q. If it was the middle of the week that the
7 car was brought back to you, did either Rueben or
8 Henry Lucas say anything to you about why they
9 weren't working that day?

10 A. No, sir, they didn't say. If they did, I
11 don't remember.

12 Q. But your best recollection, then, would be
13 somewhere between three to five days after you got
14 out of the hospital?

15 A. Yes.

16 Q. So that would put it anywhere from May the
17 24th to May the 26th of 1983?

18 A. Pretty close.

19 MR. JEWKES: Pass the witness.

20 MR. PONTON: We have no further questions.

21 THE COURT: Thank you, Mr. Murphy. You go
22 back in and have a cup of coffee.

23 A. Thank you.

24 THE COURT: Call your next witness.

25 All right, sir. Would you please raise your