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think, we need to do it anyway if you have --

MR. VANCE: Do you want me to do it right now?

THE COURT: Yes, let us go ahead and do it.

(Brief pause.)

THE COURT: All right, let us go with the next hearing or whatever.

MR. BUTLER: At this time, we call David Puryear.

D A V I D P U R Y E A R, called as a witness on behalf of the State, having been duly sworn, testified as follows:

VOIR DIRE EXAMINATION

QUESTIONS BY MR. BUTLER:

Q All right, now, Mr. Puryear, if you would, state your name for the record and spell your last name for the Court Reporter.

A David Elon Puryear, P-u-r-y-e-a-r.

Q Mr. Puryear, you have been subpoenaed to testify in this case, have you not?

A Yes, sir.

Q You have previously testified in this matter, have you not?

A Yes, sir, I have.

1 Q All right, Mr. Puryear, state whether or not you
2 are acquainted with the Defendant, David Wayne
3 Spence.
4 A Yes, I am.
5 Q Where did you meet him?
6 A In McLennan County jail.
7 Q When?
8 A In 1982.
9 Q How long were you in the jail with the Defendant?
10 A Well, I was transferred back and forth from one
11 side of the jail to the other. So I didn't spend
12 very much time around him.
13 Q And subsequent to that, did you go to the penitentiary?
14 A Yes, sir, I did.
15 Q Do you recall when that was?
16 A I think, it was either late March or late April.
17 Q Of what year?
18 A 1983.
19 Q And Mr. Puryear, when were you first approached by
20 law enforcement officers concerning any knowledge
21 that you might have or any evidence that you might
22 have in this case?
23 A When I was incarcerated in the Texas Department of
24 Corrections.
25 Q That was the first request or conversation or

1 confrontation or contact that you had had by any
 2 law enforcement officers pertaining to this matter?
 3 A Yes, sir, it was.
 4 Q After that meeting, did you ever again have any
 5 contact with this Defendant, David Spence?
 6 A No, sir.
 7 Q Was your testimony that was given in this case and
 8 that you will be giving today limited to the contact
 9 you had with David Spence and the conversations and
 10 things that you observed regarding David Spence while
 11 you were in the McLennan County jail?
 12 A Yes, sir.
 13 Q Did anybody force you, threaten you or offer you
 14 anything in order to get you to testify?
 15 A No, sir.
 16 Q Did they make any kind of deals or promises with
 17 you?
 18 A No, sir.
 19 Q Did you receive anything in return for your
 20 testifying against David Wayne Spence?
 21 A No, sir.
 22 MR. BUTLER: We would pass the
 23 witness, Your Honor.
 24 VOIR DIRE EXAMINATION
 25 QUESTIONS BY MR. REAVES:

1 Q Mr. Beckum (sic) what period of time were you --

2 THE COURT: Mr. Puryear.

3 Q Oh, Mr. Puryear, what period of time were you in
4 with Mr. Spence in the McLennan County jail?

5 A Well, right before I went to TDC, I was there for
6 a little over a month in the same holding area.

7 Q Do you recall what month that was?

8 A Oh, it was March or April.

9 Q Of 1983?

10 A Yes, sir.

11 Q Okay, and the conversations or the statements that
12 you are going to testify about were made to you
13 during that time?

14 A Yes, sir.

15 Q Okay, prior to that time, had you talked to any
16 law enforcement officer about these cases?

17 A No, sir, I didn't.

18 Q Did you talk to anyone about Mr. Spence, any
19 law enforcement officers?

20 A No, sir.

21 Q Did you talk to anybody associated with the jail
22 or the Sheriff's Department regarding Mr. Spence?

23 A No, sir.

24 Q You say that the first time anybody approached you
25 was after you had been transferred to the Texas

21
1 Department of Corrections?

2 A Yes, sir, that is right.

3 Q Had you given any information to anyone that was
4 transmitted to law enforcement officers before you
5 were transferred to TDC?

6 A No, sir.

7 MR. REAVES: That is all the
8 questions we have, at this time, for this hearing,
9 Judge.

10 VOIR DIRE EXAMINATION

11 QUESTIONS BY MR. BUTLER:

12 Q Were you contacted, Mr. Puryear, through any
13 conscious action on your part or any request on
14 your part? Were you contacted by a law enforcement
15 agency pertaining to your knowledge in this case,
16 and by that, I mean, the first contact?

17 A The very first contact I had was when yourself and
18 Dennis Bayer came to the Texas Department of
19 Corrections.

20 Q Was that at your request?

21 A No, sir.

22 Q Was that through any conscious effort on your part?

23 Did you ask anybody to contact law enforcement and
24 tell them to come see you?

25 A No, sir, I didn't.