

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated

11:30A 9-3-82

2. Case Number

82-07-25720

3. Offense or Incident

CAPITAL MURDER

4. Location

KOEHNE PARK

5. Date Offense Reported

7-13-82

Victim or Complainant (Last Name First)

FRANKS, KEN

Address

2804 SAVANNAH COURT

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

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

On 9-1-82, I received a phone call from MR. RICHARD FRANKS where I did ask him about a car that KEN was trying to buy from a Mexican boy by the name of JAMES GUTIERREZ. At this time MR. FRANKS stated that he did not know of any car that KEN may have been trying to buy from this Subject. He did say that the car had been over at his house, that he had took video-tapes of, had belonged to another young white male Subject.

This A.M. 9-3-82 at 9:30A, SGT. FORTUNE, LT. HORTON and MYSELF did go through the gags and ties that had been used to tie the Victim's up that we received from the Dallas forensic lab. Measurements were taken of the towel strips and also the distance between the wrists they were tied. Also it should be noted that all the knots appeared to be granny knots.

We did check RAYLENE RICE's clothes bags and found after the knots were taken out of the gags which was a red and white tube top, we found that the tube top had been cut with a sharp instrument down the front sort of like between the breasts. Also the string straps that go over the shoulder had been cut. The string straps on her top, the one on her left has a three inch piece of it missing.

The pieces of towel that were used to tie the wrist behind the body appeared to be double wrapped on the right wrist and double wrapped possibly on the left wrist and then tied together. There were two separate strips of towel used to bind RAYLENE RICE's wrist. The length of the towel strips was 42 inches in length and approximately four and a half inches in width. The towel appeared to have ripped in strips from a full towel.

The towel is a white brown orange striped towel and three strips were used on MS. RICE, one as a gag and two for the wrist.

The bra that was tied to her right ankle is a size 36-C, JC PENNEY brand, model #2497. The bra does have the left cup missing. The bra appeared to have been cut also down the middle between the breasts.

The next bag that was looked into belonged to a JILL MONTGOMERY. The distance between both wrists where they were tied to her was approximately nine and a half inches between knots. The blue top was also untied from the knots and pieced together and it appeared like the t

11. Unfounded Suspended Cl. by Arr. Excep. Cl.

12. Officer Making Report
SALINAS

Badge
360

Reviewed By

Date

Initials

Clerk

Sergeant

WACO POLICE DEPT

CONTINUATION/FOLLOW-UP REPORT

1. Time/Date Dictated: 11:30A 9-3-82
 2. Case Number: 82-07-25720
 4. Location: KOEHE PARK
 5. Date Offense Report: 7-13-82

3. Offense or Incident: CAPITAL MURDER
 Victim or Complainant (Last Name First): FRANKS, KEN
 Address: 2804 SAVANNAH COURT

PROPERTY	Qty.	Description (Size, Color, Model, Style, Material, Condition, Serial No.)	Value Stolen	Value R

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 Veh Towed Canc
 Lic. Yr-State-Number V.I.N. Identifying Marks-Condition-Missing Parts
 Owner Address Est. Value

CONTINUED FROM FORM 3, PG. 2:

was cut off from the Victim from the neck down to the sleeves on the upper part on both si left and right, taken off and wrapped around her mouth and lower jaw and tied the knot in back.

The towel that was wrapped on her wrist was tied to each wrist with each with the distance of 9 1/2 inches between the wrist. The towel was measured at four and three-quarter inch in width on the strip.

The gag used on KEN FRANKS was four and a half inches wide, which it was a complete strip, 42 inches in length. On the wrist towel strip that was used, it was four and a quarter inch in width, a complete length also. Also found was two pieces of shoe lace, white in color, to be tied together, however was unable to determine if this was two pieces of laces or one complete piece. After measuring all the strips by width, it appeared that the complete tow was either a 24 or a 26 inch towel in width for 42 inches in length. These items were then tagged by me and they were placed in the PROPERTY ROOM to be used as evidence at such time that a Suspect is located. As of this time, have had no further developments in the case other than one of the Witnesses that will come to talk to me on Sunday 9-5-82 in reference to her not telling me the complete truth the first time that I talked to her on July 27th. At this time, this case will be placed on the suspended file.

CASE SUSPENDED.

DA 07016

kd 9:45P 9-3-82

Unfounded Suspended 12. Officer Making Report: SALINAS
 Cl. by Arr. Excep. Cl. Badge: 360 Reviewed By: Date: INDEX: Clerk: Sergeant: