

Det. M. SMITH

Investigative Assignment #96-02-0262

October 15, 1996

INVESTIGATIVE REPORT #15

TO: RALPH J. RAY, JR.  
 Chief Assistant State Attorney

FROM: PHILIP J. MUNDY  
 Investigator

SUBJ: 1996 Statements of Henry Lee Lucas

RE: Homicide Investigation of Adam Walsh

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After the death of Ottis TOOLE on September 14, 1996 Henry Lee LUCAS began making statements to the news media regarding the Adam Walsh murder. The purpose of this investigative memo is to place on the record the response to LUCAS' claims.

LUCAS was originally questioned about the Adam WALSH murder on December 6, 1983 by Det. J. HOFFMAN and Lt. J.B. SMITH and LUCAS denied any knowledge of the crime.

To our knowledge LUCAS remained silent on the WALSH murder until April 1996 when at his request a telephone interview between LUCAS and Det. Mark SMITH was arranged. LUCAS' claims in that statement were compared to known facts and it was concluded by both Det. SMITH and this investigator that he was lying. Some of the more pertinent assertions in his statement are:

- a) He and TOOLE drove in a northwest direction from the mall for about twenty to twenty five miles to the location where the body was. At that location TOOLE told him the boy's head was in a nearby canal.

FACT: According to TOOLE he took a southwest route from the mall. The distance to where the victim's head was found is about 120 miles and approximately a two hour drive.

b) The body was underneath some brush and the boy's genitals had been cut off and TOOLE had them in a pint jar and displayed them to LUCAS.

FACT: LUCAS approximates his viewing of the body as around mid-November relating the date to the death of Toole's sister Drucilla Arzetta Carr. Normal decomposition from July to November would have made it impossible for LUCAS to even be able to discern the sex of the body. The same is true for any body part that TOOLE would have kept in a jar.

c) There were maggots and flies on the body.

FACT: After four months the cycle of flies and maggots would have been completed.

d) He saw a birthmark on the right side of the body.

FACT: The condition of the body after four months in the open air would have made such an observation impossible.

There are some statements made by LUCAS that indicate he had some knowledge of the crime by the time he gave Det. SMITH the 1996 statement. By this time LUCAS could have gained the information from TOOLE or news sources. However, on the specifics, especially concerning the condition of the body, he is obviously lying.

On October 2, 1996 WSVN-Channel 7 aired their interview with LUCAS and the statements LUCAS made in that conversation that can be compared with case facts are:

a) Adam WALSH knew TOOLE because TOOLE had done work for John WALSH.

FACT: Mr. Walsh did not know OTTIS TOOLE.

b) When LUCAS saw the body it was not totally decomposed.

FACT: Left above ground from July to November in Florida the body would have been reduced to a skeleton and likely would have been scattered by wildlife.

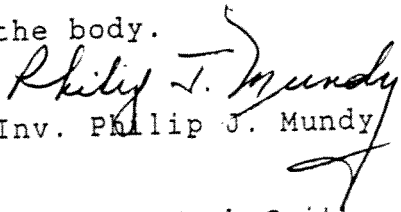
c) There were bruises, or blood clots, on the corpse.

FACT: No such observations would have been possible by November.

Dr. Price of the Broward County Medical Examiner's Office was consulted regarding the condition of the body and concurs with the facts stated herein.

A video copy of the WSVN broadcast was made and will be retained in the investigative case file.

Henry Lee LUCAS is currently on death row at the Texas State Prison in Huntsville, Texas. When he contacted Det. SMITH in April, 1996 TOOLE was still alive but it is suspected that LUCAS may have been looking for some way to delay his execution and perhaps obtain a trip to Florida which might have afforded him a chance to escape. His assertions after the death of TOOLE seem to have the same motive as well as affording him a great deal of publicity. Whatever LUCAS' motives might be the bottom line is he could not have seen the body of ADAM WALSH in the condition he describes and therefore is lying about being able to lead police to the body.

  
Inv. Philip J. Mundy

cc: Det. Mark Smith  
Hollywood Police Department