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MORNING!**

**FRIDAY**

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Waco, Texas

## DA files motion to exhume brothers

By **FRANCINE PARKER**

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McLennan County District Attorney Vic Feazell has filed a motion to exhume the bodies of two Hewitt brothers who died in a fire on Aug. 26, according to an aide.

John Ben Sutter, Feazell's administrative assistant, said Thursday Feazell has requested Justice of the Peace John Cabaniss to sign orders for the exhumation of the bodies of Joby Graf, 9, and Jason Graf, 8. Cabaniss declined to comment on the motion Thursday night.

"I have signed some papers for the state fire marshal in Austin," said Cabaniss, referring to the Hewitt case.

A spokesperson for the Hewitt Police Department also declined to comment on the motion Thursday night.

The Graf brothers were pronounced dead by Cabaniss on Aug. 26 after their bodies were found in a storage shed behind their home at 505 Angel Fire Drive in Hewitt.

Sutter said Thursday night he did not know when the motion was

filed or if the bodies have been exhumed.

A man who said he is a caretaker for Oakwood Cemetery, where the Graf brothers were buried, said he could not comment on whether or not the bodies had been exhumed.

The cause of the fire could not be determined Aug. 27 because "the damage to the shed was so extensive that the exact origin of the fire could not be determined," according to a press release issued by the Hewitt Police Department on Aug. 27.

Hewitt Police Chief Jack Caswell said an explosion occurred before the fire. Gasoline and paint were kept in the storage shed, he said.

Later, Hewitt police requested the assistance of the state fire marshal's office, State Fire Marshal Ernest Emerson said Sept. 3.

Hewitt Detective Frank Latham called the participation of the state fire marshal's office in the investigation "routine."

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Hewitt Fire Marshal Jimmy Clark dug through the remains of the shed after the Hewitt Volunteer Fire Department deposited them at Donaldson Sand and Gravel in Waco. His report has not been released.

Latham said Hewitt police will comment on the investigation when autopsies on the bodies of Graf brothers are completed and the state fire marshal's office finishes its report.

Videotapes taken of the fire by three local television stations were subpoenaed by the district attorney's office and the state fire marshal's office.