

Stepfather again charged in fire deaths of 2 boys

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The stepfather of two boys killed in a fire in Hewitt was indicted Thursday for the third time in what prosecutors called cosmetic changes to the previous indictment in the wake of a ruling by the Court of Criminal Appeals.

In other action, the grand jury returned an unrelated murder indictment, briefly considered the disappearance of a Waco man and issued 43 more indictments.

Edward E. Graf Jr. again was charged with two counts of capital murder in the August 1986 deaths of Joby Grav, 9, and Jason Graf, 8. The boys were found dead inside a burned shed behind Graf's former residence at 505 Angel Fire Drive in Hewitt.

Graf, 35, was indicted the second time in May and charged with causing the boys' death while committing arson; killing them to collect on insurance policies; and causing more than one death, a relatively new state law that allows someone to be charged with a capital offense in multiple homicides.

A homicide becomes a capital offense, punishable by death, when it is committed during the course of another felony.

McLennan County District Attorney Vic Feazell said the paragraph charging that Graf killed the boys to collect on insurance proceeds was eliminated in the indictment issued Thursday because the Court of Criminal Appeals in Austin ruled last month that murder for insurance money when no third parties are involved is no longer a capital offense.

The second indictment against Graf was returned to correct typographical errors in the first one.

Feazell, who will prosecute Graf, said it was not necessary to reindict Graf to bring him to trial, but added it was done to "clean up the indictment."

Graf's trial is scheduled for Jan. 15, but Feazell said he is not sure if he will be tried then. Graf's attorney, Lynn Malone, said Thursday he is undecided if he will seek a change of

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2 murder charges again face stepfather of 2 dead Graf boys

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venue or a delay in the trial.

Also, the grand jury returned a murder indictment Thursday against Alice Marie Danforth, 32, of 1701 N. 15th St., No. 35. She is charged in the Aug. 12 death of her husband, George Danforth, 45, who was shot twice in the back, three times in the abdomen and once in the chest.

He died about two weeks later. Mrs. Danforth told police a burglar shot her husband.

In other business, the grand jury considered briefly a letter written by the foreman of another grand jury that spent about four months investigating the disappearance of Daniel Weaver of Waco, who was last seen by his wife in January 1983.

The extended term of that grand jury expired Saturday, and its foreman asked that his letter be forwarded to another grand jury for consideration.

After considering the letter Thursday, the grand jury decided to pass it along to another grand jury, which will be seated in January, said prosecutor Deanna Fitzgerald.

"My opinion is that they chose to pass it along to another grand jury because their term is about to expire the first of January," Fitzgerald said Thursday.

She declined comment when asked why grand jury members, whose term can be extended for 90 days to study a specific matter, chose not to investigate the case.

Weaver was last seen by his wife on his way to speak with his father, Ray Weaver of Bellmead, about a trust fund he could have claimed four months later on his 21st birthday.

His wife, Tamara Weaver, who no longer thinks he is alive, said the investigation has suffered because no one has heard from him and his body has not been recovered.

Ray Weaver and his wife, Lydia Weaver, repeatedly invoked their 5th Amendment right against self-incrimination when summoned before the grand jury in October.

Others indicted Thursday include:

- William Lawrence Anderson, 32, 5401 Lake Killarney Drive, delivery of a controlled substance: methamphetamine.
- Guillermo Contreras, 31, 2302 McKenzie Ave., aggravated assault.

- Jose Luis Contreras, 25, 2302 McKenzie Ave., aggravated assault.
- James Dewey Eddins, 18, 5506 Fairview Drive, burglary of a motor vehicle.
- Enrique Espinoza, 22, 1501 Gurley Ave., burglary of a motor vehicle.
- Billy Gene Gamble, 34, 216 Columbus Ave., two counts of theft of more than \$750.
- Johnny Harper, 24, 8014 W. Highway 84, Apt. 1066, robbery.
- John Richard Isabel, 18, 804 S. Eighth St., robbery.
- Esequiel Loredó, 18, 1013 Ashleman St., burglary of a habitation.
- Arthur Lee Melendez, 19, 1015 Ashleman St., burglary of habitation.
- Phillip David Mitchell, 26, 2503 Ethel Ave., Apt. 107, delivery of a controlled substance: marijuana.
- Shirley Neeley, 28, 6923 Sunset Village, possession of a controlled substance: methamphetamine.
- Ricky Sardaneta Rios, 23, 801 Orchard Lane, burglary of a habitation.
- Ricky Nelson Sims, 19, 1411 N. 10th St., burglary of a motor vehicle.
- Patricia Ann Snelson, 32, 1509 Hogan Lane, Apt. 201, Bellmead, two counts of theft of more than \$750.
- Kenneth Earl Thomas, 22, 1710 N. Sixth St., burglary of a habitation.
- Terry Thomas, 21, 1616 Pecan Lane, Apt. 17, retaliation.
- Chris Wendell Vorhies, 23, 323B Elm St., Ranger, unauthorized use of a motor vehicle, aggravated robbery and aggravated assault.
- Carroll Wayne Werthen, 35, 1519 Trice Ave., delivery of a controlled substance: methamphetamine.
- Tony Wilson, 40, 203 Mesquite St., West, theft of more than \$750 and forgery.
- Ralph Bubba Allard, 24, 1700 Breezy Drive, Apt. 169, possession of a controlled substance: cocaine, with intent to deliver.
- Yvette Babbs, 24, 1619 N. Sixth St., robbery.
- Henry Lee Dye, 22, 1220 Tennessee Ave., burglary of a habitation.
- Gena Margarette Huddleston, 23, 2416 Colonial Ave., Apt. 13, forgery and forgery by passing.
- Lester Leroy Jewell, 1500 S. Loop Drive, theft of more than \$750.
- Gustavo Tamato, 18, Route 1, Mart, unauthorized use of a motor vehicle.
- Kenneth Bruce Reynolds, 30, 219 Columbus Ave., theft of more than \$20, enhanced.
- Jarious Gibson, 66, 1500 Renick St., involuntary manslaughter.
- Alvaro Flores, 18, 2916 Ethel Ave., burglary of a motor vehicle.
- James Anthony Wilkerson, 33, 608 Bowers St., attempted burglary of a building.
- Lisa C. Humphrey, 615 N. Fourth St., Apt. L, theft of more than \$750.
- Casey Lynn Turner, 18, 104 Burch St., Lacy-Lakeview, burglary of a building.
- Robert Don Turner, 20, 105 Birch St., Lacy-Lakeview, burglary of a building.
- Lester Scott Foley, 2405 Reuter Ave., theft of more than \$750.
- Alfred Green, 35, 1511 S. Loop Drive, Apt. 15, aggravated assault.
- Ricky Darnell Rutledge, 25, 921 Calumet Ave., burglary of a building.
- Russell Roland Runnels, 28, 2311 Herring Ave., aggravated sexual assault.
- Billy Gene Gamble, no age or address available, theft over \$750.