COMPLAINT / PROBABLE CAUSE AFFIDAVIT

STATE OF TEXAS

VS

Kersh, Jesse Dean

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957 SSN: 449-21-4826

W/M, HGT: 5-10, WGT: 205

The state of the s
--

Probable Cause Arrest

✓ Warrant Request

FILE NO. 83-1901

Justice of the Peace Precinct No. 10th Galveston County, Texas

BOND: ___\$50,000

OFFENSE TYPE: F-1

DA INTAKE:

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

BEFORE ME, the undersigned authority, on this day personally appeared ______ Cory Beyer _____ who, after being by me duly sworn, on oath deposes and says: That heretofore, to-wit, on or about the _____ 2nd ___ of ____ November _____ , 1983 __, and before the making and filing of this Complaint, in the County of Galveston and the State of Texas, Kersh, Jesse Dean ______ .

Did then and there unlawfully,

then and there intentionally and knowingly cause the death of an individual, namely, Thomas Earl McGraw (DOB 01/22/1956), by shooting and stabbing.

This action was a violation of:

MURDER 19.02 PC

The AFFIANT bases his belief on the following facts: (Probable Cause Statement)

Affiant is a sworn peace officer with 17 years of law enforcement experience. Affiant is assigned to the criminal investigations division where his duties are to investigate all crimes occurring in League City, including murder. Affiant has been assigned to the Criminal Investigations Division for nine years and has worked several murder investigations resulting in convictions. On 10/02/2014, Affiant was assigned to investigate unsolved homicide investigations in League City. Affiant was assigned case report 83-1901. Affiant reviewed the report and read that the offense location was 595 West Main Street, League City, Galveston County, Texas. Affiant saw the date of the offense on the report was 11/02/1983. Affiant read the premises name on the report was Corvette Concepts. Affiant saw there were three victims listed in the report. Affiant saw the report identify the victims as Beth Yvette Wilburn (DOB 02/20/1958), Thomas Earl McGraw (DOB 01/22/1956), and James Craig Oatis (DOB 02/01/1961).

In May of 2015, Affiant reviewed Harris County Probate Records in the name of Beth Yvette Wilburn. The probate records showed Wilburn owned 51 shares of Corvette Concepts, making Wilburn a co-owner.

Affiant read a written statement written by Robert Eugene Currie (DOB 04/17/1957). In the statement, Affiant learned the following information. Currie was the co-owner of Corvette Concepts, located at 595 West Main Street, League City, Galveston County, Texas. According to his statement, on 11/03/1983 at approximately 7:45am, Currie arrived to Corvette Concepts to open the shop. Currie entered the business and then entered Beth Wilburn's office. Currie stated he saw Wilburn lying on the ground with blood on her back and she was unresponsive. Currie contacted the League City Police Department. While on the phone, Currie found a second dead body in the shop area.

Affiant read multiple supplement reports to case 83-1901. Affiant also spoke with Texas Ranger Joe Haralson, who was on the scene. Affiant learned from the report and Ranger Haralson that a total of three bodies were found inside the Corvette Concept business, one female and two males. The body of Beth Wilburn was identified by Robert Currie. The bodies of James Oatis and Thomas McGraw were identified by their respective Texas Driver's Licenses.

Affiant read Galveston County Medical Examiner report ML-83-582, titled Beth Wilburn, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 3rd and 4th, 1983. Affiant read the diagnosis, which stated there were four gunshot wounds to Beth's head and 114 stab wounds. Affiant read in the report that 103 of the stab wounds were located in the heart, aorta, both lungs, kidneys, and liver. Seven of the stab wounds were located in the hands and four wounds were located in the left arm. Affiant read in the report that Beth was alive when she received the defensive-type stab wounds to her upper left arm and she may not have been alive when she received the gunshot wounds to the back of her head. Affiant read in the report that multiple bullets were recovered from Wilburn.

Affiant read Galveston County Medical Examiner report ML-83-586, titled James Craig Oatis, by Dr. W.E. Korndorffer regarding

his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were ten gunshot wounds to Oatis. Affiant read in the report that Oatis received five gunshot wounds in his head, three in his face, and two in his chest. Affiant read from the report that the two gunshot wounds to the chest were probably the first wounds received. Affiant learned from the report that multiple bullets were recovered as evidence from Oatis.

Affiant read Galveston County Medical Examiner report ML-83-583, titled Thomas Earl McGraw, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were seven gunshot wounds and 15 stab wounds. Affiant read the report and learned that one of the gunshot wounds was in the occiput, two in the left neck, three in the left face, and one in the left arm. Affiant learned from the report that multiple bullets were recovered as evidence from McGraw.

Affiant listened to an audio recording of a statement made by a Corvette Concepts employee named Jesse Dean Kersh, hereafter referred to as Dean, to Detective Rex Fancher of the League City Police Department. Detective Fancher identified Dean by name on the audio recording. The statement was made on 02/21/1985. Affiant learned from the statement that Dean began working at Corvette Concepts in July of 1982. Dean stated he was at work on 11/02/1983. Dean stated when he left work on 11/02/1983 the only people at the shop were James Oatis and Beth Wilburn. Dean stated he knew that Beth was in the office when he left because she was speaking on the phone to a customer. Dean knew the customer was named Myers. Dean stated he was previously working on a Corvette owned by Myers. Affiant heard Dean tell Fancher that Dean had never owned a .22 caliber firearm prior to the murders.

Affiant met with and read a report written by Special Agent Richard Rennison of the Federal Bureau of Investigation. Affiant read the report and learned that it detailed a conversation with Donald Myers (DOB 04/12/1942). Affiant learned the interview took place on 02/13/2015. Myers advised he took his Corvette to Corvette Concepts for repairs. He recalled retrieving his Corvette on the evening of 11/02/1983 after repairs were made to his Corvette. He recalled his wife, Casey Myers, driving the Corvette to their home in Friendswood, Texas. By the time they got home, Myers knew that the repairs to his Corvette were not completed and that the same mechanical malfunction still existed after the repairs were made and paid for. Myers recalled that his wife called Corvette Concepts and spoke with Beth upon arriving home that evening to complain about the Corvette's repair job. Myers knew that his wife was very upset about the car not being fixed.

Affiant read a report written by Special Agent Rennison. The report was dated 10/06/2006. Affiant learned from the report that a man named Darryl Krogman (DOB 05/01/1958) provided a statement to Special Agent Rennison. In the statement, Krogman stated Dean Kersh approached Krogman approximately six months before the Corvette Concepts murders occurred. At that time, Dean asked Krogman to assist Dean in manufacturing a silencer for a .22 caliber handgun that Dean recently purchased. Krogman stated he was with Dean when Dean bought the pistol at a gunshow.

Affiant read a report written by Special Agent Rennison. The report was dated 08/01/2013. Affiant learned the following information from the report. In the report Affiant read that Darryl Krogman brought a prototype silencer to Rennison. Affiant read that Krogman told Rennison that Dean built the prototype silencer but the prototype did not function as desired. Krogman and Dean built a second and properly functioning silencer that was welded to the end of a .22 caliber handgun owned by Dean before the murders occurred. Affiant learned from Special Agent Rennison that Rennison received several evidentiary items from the League City Police Department. The items were bullets recovered from the victims of this investigation in the course of the autopsies. Affiant learned from Rennison that Rennison submitted the recovered bullets to the Federal Bureau of Investigation laboratory. Affiant read an Examination Report written by the Federal Bureau of Investigations Firearms-Toolmarks Unit. The report was authored by Steve Casper. Affiant read the report was written on 12/05/2006. In the report, Affiant learned that two of the evaluated bullets had marks that are consistent with having been produced by a device attached to the barrel, such as a flash suppressor or sound suppressor. Special Agent Rennison told Affiant that during conversation with Steve Casper, Casper told Rennison the markings are consistent with a home-made silencer.

Affiant reviewed the League City Police investigative report and observed evidence labeled Fingernails-Left Hand and Fingernails-Right Hand. Both Fingernail items were recorded with Medical Examiner Report ML-83-582, which Affiant knew to be Beth Wilburn. Affiant spoke to Special Agent Rennison and learned that Rennison retrieved the fingernails from the League City Police Report and submitted them to the Federal Bureau of Investigation laboratory for DNA testing.

Affiant read Federal Bureau of Investigation laboratory report dated 04/02/2013 and authored by Jerrilyn Conway. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded James Oatis and Thomas McGraw as contributors to the genetic material. Jesse Dean Kersh could not be excluded as a contributor to the genetic material. Affiant read Federal Bureau of Investigation laboratory report dated 07/31/2015 and authored by Tiffany Smith. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded Robert Currie as a contributor to the genetic material.

In conclusion, Affiant has cause to believe and does believe that Jesse Dean Kersh committed murder on 11/02/1983.

Affiant is Cory Beyer, employed by the Loop the Criminal Investigations Division where his duties are to investigations	eague City Police Department . Affiant is currently assigned to the cite all crimes that occur inside the city to include the crime of:
MURDER 19	/' L
Against the peace and digr	Affigut
Sworn to and subscribed before, this 2571 day of JAN.	AD, 20 <u>/6</u>
Witnesses'	andleves
	JUSTICE of the Pence OFFICE Galveston County, Texas
SWORN TO AND SUBSCRIBED before me on the day of _	, 20
Sergeant Approval	NOTARY PUBLIC, STATE OF TEXAS WITNESSED BY A SWORN PEACE OFFICER STATE OF TEXAS

WARRANT OF ARREST

Kersh, Jesse Dean

THE STATE OF TEXAS COUNTY OF GALVESTON

Release.....\$

By Deputy or Officer:

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957

SSN: 449-21-4826

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS.

W/M, HGT: 5-10, WGT: 205 To any sheriff or any Peace Officer of Galveston County, Texas, or any Peace Officer of the State of Texas, GREETINGS, YOU ARE HEREBY COMMANDED to arrest Kersh, Jesse Dean your county, and bring before me, a Justice of the Peace, in and for Precinct No. 104 of GALVESTON County, Texas, INSTANTER, then and there to answer the STATE OF TEXAS for an offense against the laws of said STATE, to-wit: ______ MURDER 19.02 PC _____ of which offense Kersh, Jesse Dean is accused by the written complaint, under oath, of Cory Beyer , filed before me. Herein fail not, but of this writ make due return, showing how you have executed the same. ISSUED at 0'clock A. M. on this the 25 m day of 574k, 20 16, to certify which witness my hand this day. MAGISTRATE Galveston County, Texas OFFICER'S RETURN Came to hand 35th day of Sanvaria, 2016, at 1100 o'clock 4. M., and executed on the The day of Sangary, 20110, by arresting the within named

Jesse Dean Kersh in Galveston County, Texas, and taking bond, which is herewith returned, placing _____ in the county jail of Galveston County, Texas. I actually and necessarily traveled _____ miles in the service of this WRIT, in addition to any other mileage I may have traveled in the service of other process in the cause during the same trip. FEES--Making Arrest\$ Mileage _____ Miles......\$_____ Taking Bond.....\$ Commitment....\$

Page 4 of 5

COMMITMENT

No
THE STATE OF TEXAS COUNTY OF GALVESTON
The State of Texas, to the Sheriff of GALVESTON COUNTY Greeting:
YOU ARE HEREBY COMMANDED to commit to the jail of GALVESTON COUNTY the body of Kersh, Jesse Dean on the charge of MURDER 19.02 PC . The said defendant may be released on the Bond Amount of 150,000,00 . 1/26/1/ WITNESS my official signature, on this the 25 day of M. 20 16.
Con leves Magistrate

COMPLAINT / PROBABLE CAUSE AFFIDAVIT

STATE OF TEXAS

VS

Kersh, Jesse Dean

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957 SSN: 449-21-4826

W/M, HGT: 5-10, WGT: 205

|--|

Probable Cause Arrest

7	Warrant	Degmant
v I	i vy amami	reduest

FILE NO. 83-1901

Justice of the Peace Precinct No. 10th Galveston County, Texas

BOND: \$50,000

OFFENSE TYPE: F-1

DA INTAKE:

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

BEFORE ME, the undersigned authority, on this day personally appeared		C	Cory Beyer		who, after being by me
duly sworn, on oath deposes and says: That heretofore, to-wit, on or about the	2nd	of	November		, and before the making
and filing of this Complaint, in the County of Galveston and the State of Texas.	Ker	sh. J	esse Dean	_ '	_,

Did then and there unlawfully,

then and there intentionally and knowingly cause the death of an individual, namely, James Craig Oatis (DOB 02/01/1961), by shooting.

This action was a violation of:

MURDER 19.02 PC

The AFFIANT bases his belief on the following facts: (Probable Cause Statement)

Affiant is a sworn peace officer with 17 years of law enforcement experience. Affiant is assigned to the criminal investigations division where his duties are to investigate all crimes occurring in League City, including murder. Affiant has been assigned to the Criminal Investigations Division for nine years and has worked several murder investigations resulting in convictions. On 10/02/2014, Affiant was assigned to investigate unsolved homicide investigations in League City. Affiant was assigned case report 83-1901. Affiant reviewed the report and read that the offense location was 595 West Main Street, League City, Galveston County, Texas. Affiant saw the date of the offense on the report was 11/02/1983. Affiant read the premises name on the report was Corvette Concepts. Affiant saw there were three victims listed in the report. Affiant saw the report identify the victims as Beth Yvette Wilburn (DOB 02/20/1958), Thomas Earl McGraw (DOB 01/22/1956), and James Craig Oatis (DOB 02/01/1961).

In May of 2015, Affiant reviewed Harris County Probate Records in the name of Beth Yvette Wilburn. The probate records showed Wilburn owned 51 shares of Corvette Concepts, making Wilburn a co-owner.

Affiant read a written statement written by Robert Eugene Currie (DOB 04/17/1957). In the statement, Affiant learned the following information. Currie was the co-owner of Corvette Concepts, located at 595 West Main Street, League City, Galveston County, Texas. According to his statement, on 11/03/1983 at approximately 7:45am, Currie arrived to Corvette Concepts to open the shop. Currie entered the business and then entered Beth Wilburn's office. Currie stated he saw Wilburn lying on the ground with blood on her back and she was unresponsive. Currie contacted the League City Police Department. While on the phone, Currie found a second dead body in the shop area.

Affiant read multiple supplement reports to case 83-1901. Affiant also spoke with Texas Ranger Joe Haralson, who was on the scene. Affiant learned from the report and Ranger Haralson that a total of three bodies were found inside the Corvette Concept business, one female and two males. The body of Beth Wilburn was identified by Robert Currie. The bodies of James Oatis and Thomas McGraw were identified by their respective Texas Driver's Licenses.

Affiant read Galveston County Medical Examiner report ML-83-582, titled Beth Wilburn, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 3rd and 4th, 1983. Affiant read the diagnosis, which stated there were four gunshot wounds to Beth's head and 114 stab wounds. Affiant read in the report that 103 of the stab wounds were located in the heart, aorta, both lungs, kidneys, and liver. Seven of the stab wounds were located in the hands and four wounds were located in the left arm. Affiant read in the report that Beth was alive when she received the defensive-type stab wounds to her upper left arm and she may not have been alive when she received the gunshot wounds to the back of her head. Affiant read in the report that multiple bullets were recovered from Wilburn.

Affiant read Galveston County Medical Examiner report ML-83-586, titled James Craig Oatis, by Dr. W.E. Korndorffer regarding

his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were ten gunshot wounds to Oatis. Affiant read in the report that Oatis received five gunshot wounds in his head, three in his face, and two in his chest. Affiant read from the report that the two gunshot wounds to the chest were probably the first wounds received. Affiant learned from the report that multiple bullets were recovered as evidence from Oatis.

Affiant read Galveston County Medical Examiner report ML-83-583, titled Thomas Earl McGraw, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were seven gunshot wounds and 15 stab wounds. Affiant read the report and learned that one of the gunshot wounds was in the occiput, two in the left neck, three in the left face, and one in the left arm. Affiant learned from the report that multiple bullets were recovered as evidence from McGraw.

Affiant listened to an audio recording of a statement made by a Corvette Concepts employee named Jesse Dean Kersh, hereafter referred to as Dean, to Detective Rex Fancher of the League City Police Department. Detective Fancher identified Dean by name on the audio recording. The statement was made on 02/21/1985. Affiant learned from the statement that Dean began working at Corvette Concepts in July of 1982. Dean stated he was at work on 11/02/1983. Dean stated when he left work on 11/02/1983 the only people at the shop were James Oatis and Beth Wilburn. Dean stated he knew that Beth was in the office when he left because she was speaking on the phone to a customer. Dean knew the customer was named Myers. Dean stated he was previously working on a Corvette owned by Myers. Affiant heard Dean tell Fancher that Dean had never owned a .22 caliber firearm prior to the murders.

Affiant met with and read a report written by Special Agent Richard Rennison of the Federal Bureau of Investigation. Affiant read the report and learned that it detailed a conversation with Donald Myers (DOB 04/12/1942). Affiant learned the interview took place on 02/13/2015. Myers advised he took his Corvette to Corvette Concepts for repairs. He recalled retrieving his Corvette on the evening of 11/02/1983 after repairs were made to his Corvette. He recalled his wife, Casey Myers, driving the Corvette to their home in Friendswood, Texas. By the time they got home, Myers knew that the repairs to his Corvette were not completed and that the same mechanical malfunction still existed after the repairs were made and paid for. Myers recalled that his wife called Corvette Concepts and spoke with Beth upon arriving home that evening to complain about the Corvette's repair job. Myers knew that his wife was very upset about the car not being fixed.

Affiant read a report written by Special Agent Rennison. The report was dated 10/06/2006. Affiant learned from the report that a man named Darryl Krogman (DOB 05/01/1958) provided a statement to Special Agent Rennison. In the statement, Krogman stated Dean Kersh approached Krogman approximately six months before the Corvette Concepts murders occurred. At that time, Dean asked Krogman to assist Dean in manufacturing a silencer for a .22 caliber handgun that Dean recently purchased. Krogman stated he was with Dean when Dean bought the pistol at a gunshow.

Affiant read a report written by Special Agent Rennison. The report was dated 08/01/2013. Affiant learned the following information from the report. In the report Affiant read that Darryl Krogman brought a prototype silencer to Rennison. Affiant read that Krogman told Rennison that Dean built the prototype silencer but the prototype did not function as desired. Krogman and Dean built a second and properly functioning silencer that was welded to the end of a .22 caliber handgun owned by Dean before the murders occurred. Affiant learned from Special Agent Rennison that Rennison received several evidentiary items from the League City Police Department. The items were bullets recovered from the victims of this investigation in the course of the autopsies. Affiant learned from Rennison that Rennison submitted the recovered bullets to the Federal Bureau of Investigation laboratory. Affiant read an Examination Report written by the Federal Bureau of Investigations Firearms-Toolmarks Unit. The report was authored by Steve Casper. Affiant read the report was written on 12/05/2006. In the report, Affiant learned that two of the evaluated bullets had marks that are consistent with having been produced by a device attached to the barrel, such as a flash suppressor or sound suppressor. Special Agent Rennison told Affiant that during conversation with Steve Casper, Casper told Rennison the markings are consistent with a home-made silencer.

Affiant reviewed the League City Police investigative report and observed evidence labeled Fingernails-Left Hand and Fingernails-Right Hand. Both Fingernail items were recorded with Medical Examiner Report ML-83-582, which Affiant knew to be Beth Wilburn. Affiant spoke to Special Agent Rennison and learned that Rennison retrieved the fingernails from the League City Police Report and submitted them to the Federal Bureau of Investigation laboratory for DNA testing.

Affiant read Federal Bureau of Investigation laboratory report dated 04/02/2013 and authored by Jerrilyn Conway. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded James Oatis and Thomas McGraw as contributors to the genetic material. Jesse Dean Kersh could not be excluded as a contributor to the genetic material. Affiant read Federal Bureau of Investigation laboratory report dated 07/31/2015 and authored by Tiffany Smith. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded Robert Currie as a contributor to the genetic material.

In conclusion, Affiant has cause to believe and does believe that Jesse Dean Kersh committed murder on 11/02/1983.

Affiant is	Cory Beyer	, employed by the _	League City Police Department	nt . Affiant is currently assigned to
the Criminal I	nvestigations Division wh	ere his duties are to inves	stigate all crimes that occur insid	le the city to include the crime of:
		MURDER	R 19.02 PC	7 2
		Against the peace and	dignity of the State.	MU Deyer Affinht
Sworn to and s	ubscribed before, this 25	TH JAW,	AD, 20_/6	1
Witnesses'			£0°	of the
			JUDGE 10TH DESTRICT	Justice-of-the-Peace Precinct-No10th Galveston County, Texas
SWORN TO A	AND SUBSCRIBED befor	e me on the day		_
			NOTAL	RY PUBLIC, STATE OF TEXAS
Serge	ant Approval			BY A SWORN PEACE OFFICER

WARRANT OF ARREST

Kersh, Jesse Dean

THE STATE OF TEXAS COUNTY OF GALVESTON

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957

SSN: 449-21-4826

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS.

W/M, HGT: 5-10, WGT: 205

To any sheriff or any Peace Officer of Galveston County, Texas, or any Peace Officer of the State of Texas,

your county, and bring b Texas, INSTANTER, the STATE, to-wit:	before me, a Justice of en and there to answ MURDER	f the Peace, in and fo er the STATE OF TE 19.02 PC	Kersh, Jesse Dean r Precinct No. 104 of GA XAS for an offense against of which offense	ALVESTON County.
	er is accuse, file	d by the written comp ed before me.	plaint, under oath, of	
Herein fail not, but of the o'clock . M. on this	is writ make due retu the <u>25 TH</u> day of <u>1</u>	MAGISTRAT		SSUED at <u>//:02</u> this day.
Came to hand 3.5 da	y of January	OFFICER'S RETU	IRN O'clock A. M. ithin named as, and taking	. and executed on the
24th day of 5	11V-11- ,201	by arresting the w	ithin named	, and oncoulou on the
is herewith returned, place	in Ga Sing Tesse Dean	ilveston County, Text	as, and taking n the county jail of Galvesto	bond, which on County, Texas.
I actually and necessarily may have traveled in the	traveled service of other proc	_ miles in the service less in the cause durin	of this WRIT, in addition to g the same trip.	o any other mileage I
FEESMaking Arrest	\$			
Mileage M	liles\$			
Taking Bond	· · · · · \$	_		
Commitment	\$			
Kelease	\$			
TOTAL	\$			
By Deputy or Officer:	Culticap	<u>. </u>		
	Iveston County, Tex	as		

COMMITMENT

No
THE STATE OF TEXAS COUNTY OF GALVESTON
The State of Texas, to the Sheriff of GALVESTON COUNTY Greeting:
YOU ARE HEREBY COMMANDED to commit to the jail of GALVESTON COUNTY the body of Kersh, Jesse Dean on the charge of MURDER 19.02 PC . The said defendant may be released on the Bond Amount of 750,000,000 1/21/16 KeV WITNESS my official signature, on this the day of TAN., 20 16.
Magistrate Magistrate

COMPLAINT / PROBABLE CAUSE AFFIDAVIT

STATE OF TEXAS

VS

Kersh, Jesse Dean

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957 SSN: 449-21-4826

W/M, HGT: 5-10, WGT: 205

OF OAC

Probable Cause Arrest

1	Warrant	Request
*	** *** ***	1 VOGUCS

FILE NO. 83-1901

Justice of the Peace Precinct No. 10th Galveston County, Texas

BOND: ___\$50,000

OFFENSE TYPE: ___ F-I

DA INTAKE:

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

BEFORE ME, the undersigned authority, on this day personally appeared ______ Cory Beyer _____ who, after being by me duly sworn, on oath deposes and says: That heretofore, to-wit, on or about the _____ of ____ November _____, 1983 __, and before the making and filing of this Complaint, in the County of Galveston and the State of Texas, Kersh, Jesse Dean ______

Did then and there unlawfully,

then and there intentionally and knowingly cause the death of an individual, namely, Beth Yvette Wilburn (DOB 02/20/1958), by shooting and stabbing.

This action was a violation of:

MURDER 19.02 PC

The AFFIANT bases his belief on the following facts: (Probable Cause Statement)

Affiant is a sworn peace officer with 17 years of law enforcement experience. Affiant is assigned to the criminal investigations division where his duties are to investigate all crimes occurring in League City, including murder. Affiant has been assigned to the Criminal Investigations Division for nine years and has worked several murder investigations resulting in convictions. On 10/02/2014, Affiant was assigned to investigate unsolved homicide investigations in League City. Affiant was assigned case report 83-1901. Affiant reviewed the report and read that the offense location was 595 West Main Street, League City, Galveston County, Texas. Affiant saw the date of the offense on the report was 11/02/1983. Affiant read the premises name on the report was Corvette Concepts. Affiant saw there were three victims listed in the report. Affiant saw the report identify the victims as Beth Yvette Wilburn (DOB 02/20/1958), Thomas Earl McGraw (DOB 01/22/1956), and James Craig Oatis (DOB 02/01/1961).

In May of 2015, Affiant reviewed Harris County Probate Records in the name of Beth Yvette Wilburn. The probate records showed Wilburn owned 51 shares of Corvette Concepts, making Wilburn a co-owner.

Affiant read a written statement written by Robert Eugene Currie (DOB 04/17/1957). In the statement, Affiant learned the following information. Currie was the co-owner of Corvette Concepts, located at 595 West Main Street, League City, Galveston County, Texas. According to his statement, on 11/03/1983 at approximately 7:45am, Currie arrived to Corvette Concepts to open the shop. Currie entered the business and then entered Beth Wilburn's office. Currie stated he saw Wilburn lying on the ground with blood on her back and she was unresponsive. Currie contacted the League City Police Department. While on the phone, Currie found a second dead body in the shop area.

Affiant read multiple supplement reports to case 83-1901. Affiant also spoke with Texas Ranger Joe Haralson, who was on the scene. Affiant learned from the report and Ranger Haralson that a total of three bodies were found inside the Corvette Concept business, one female and two males. The body of Beth Wilburn was identified by Robert Currie. The bodies of James Oatis and Thomas McGraw were identified by their respective Texas Driver's Licenses.

Affiant read Galveston County Medical Examiner report ML-83-582, titled Beth Wilburn, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 3rd and 4th, 1983. Affiant read the diagnosis, which stated there were four gunshot wounds to Beth's head and 114 stab wounds. Affiant read in the report that 103 of the stab wounds were located in the heart, aorta, both lungs, kidneys, and liver. Seven of the stab wounds were located in the hands and four wounds were located in the left arm. Affiant read in the report that Beth was alive when she received the defensive-type stab wounds to her upper left arm and she may not have been alive when she received the gunshot wounds to the back of her head. Affiant read in the report that multiple bullets were recovered from Wilburn.

Affiant read Galveston County Medical Examiner report ML-83-586, titled James Craig Oatis, by Dr. W.E. Korndorffer regarding

his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were ten gunshot wounds to Oatis. Affiant read in the report that Oatis received five gunshot wounds in his head, three in his face, and two in his chest. Affiant read from the report that the two gunshot wounds to the chest were probably the first wounds received. Affiant learned from the report that multiple bullets were recovered as evidence from Oatis.

Affiant read Galveston County Medical Examiner report ML-83-583, titled Thomas Earl McGraw, by Dr. W.E. Korndorffer regarding his autopsy conducted on November 4th, 1983. Affiant read the diagnosis, which stated there were seven gunshot wounds and 15 stab wounds. Affiant read the report and learned that one of the gunshot wounds was in the occiput, two in the left neck, three in the left face, and one in the left arm. Affiant learned from the report that multiple bullets were recovered as evidence from McGraw.

Affiant listened to an audio recording of a statement made by a Corvette Concepts employee named Jesse Dean Kersh, hereafter referred to as Dean, to Detective Rex Fancher of the League City Police Department. Detective Fancher identified Dean by name on the audio recording. The statement was made on 02/21/1985. Affiant tearned from the statement that Dean began working at Corvette Concepts in July of 1982. Dean stated he was at work on 11/02/1983. Dean stated when he left work on 11/02/1983 the only people at the shop were James Oatis and Beth Wilburn. Dean stated he knew that Beth was in the office when he left because she was speaking on the phone to a customer. Dean knew the customer was named Myers. Dean stated he was previously working on a Corvette owned by Myers. Affiant heard Dean tell Fancher that Dean had never owned a .22 caliber firearm prior to the murders.

Affiant met with and read a report written by Special Agent Richard Rennison of the Federal Bureau of Investigation. Affiant read the report and learned that it detailed a conversation with Donald Myers (DOB 04/12/1942). Affiant learned the interview took place on 02/13/2015. Myers advised he took his Corvette to Corvette Concepts for repairs. He recalled retrieving his Corvette on the evening of 11/02/1983 after repairs were made to his Corvette. He recalled his wife, Casey Myers, driving the Corvette to their home in Friendswood, Texas. By the time they got home, Myers knew that the repairs to his Corvette were not completed and that the same mechanical malfunction still existed after the repairs were made and paid for. Myers recalled that his wife called Corvette Concepts and spoke with Beth upon arriving home that evening to complain about the Corvette's repair job. Myers knew that his wife was very upset about the car not being fixed.

Affiant read a report written by Special Agent Rennison. The report was dated 10/06/2006. Affiant learned from the report that a man named Darryl Krogman (DOB 05/01/1958) provided a statement to Special Agent Rennison. In the statement, Krogman stated Dean Kersh approached Krogman approximately six months before the Corvette Concepts murders occurred. At that time, Dean asked Krogman to assist Dean in manufacturing a silencer for a .22 caliber handgun that Dean recently purchased. Krogman stated he was with Dean when Dean bought the pistol at a gunshow.

Affiant read a report written by Special Agent Rennison. The report was dated 08/01/2013. Affiant learned the following information from the report. In the report Affiant read that Darryl Krogman brought a prototype silencer to Rennison. Affiant read that Krogman told Rennison that Dean built the prototype silencer but the prototype did not function as desired. Krogman and Dean built a second and properly functioning silencer that was welded to the end of a .22 caliber handgun owned by Dean before the murders occurred. Affiant learned from Special Agent Rennison that Rennison received several evidentiary items from the League City Police Department. The items were bullets recovered from the victims of this investigation in the course of the autopsies. Affiant learned from Rennison that Rennison submitted the recovered bullets to the Federal Bureau of Investigation laboratory. Affiant read an Examination Report written by the Federal Bureau of Investigations Firearms-Toolmarks Unit. The report was authored by Steve Casper. Affiant read the report was written on 12/05/2006. In the report, Affiant learned that two of the evaluated bullets had marks that are consistent with having been produced by a device attached to the barrel, such as a flash suppressor or sound suppressor. Special Agent Rennison told Affiant that during conversation with Steve Casper, Casper told Rennison the markings are consistent with a home-made silencer.

Affiant reviewed the League City Police investigative report and observed evidence labeled Fingernails-Left Hand and Fingernails-Right Hand. Both Fingernail items were recorded with Medical Examiner Report ML-83-582, which Affiant knew to be Beth Wilburn. Affiant spoke to Special Agent Rennison and learned that Rennsion retrieved the fingernails from the League City Police Report and submitted them to the Federal Bureau of Investigation laboratory for DNA testing.

Affiant read Federal Bureau of Investigation laboratory report dated 04/02/2013 and authored by Jerrilyn Conway. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded James Oatis and Thomas McGraw as contributors to the genetic material. Jesse Dean Kersh could not be excluded as a contributor to the genetic material. Affiant read Federal Bureau of Investigation laboratory report dated 07/31/2015 and authored by Tiffany Smith. Affiant learned from the report that an analysis of the fingernails showed the presence of genetic material present within the sample. The laboratory report excluded Robert Currie as a contributor to the genetic material.

In conclusion, Affiant has cause to believe and does believe that Jesse Dean Kersh committed murder on 11/02/1983.

Affiant is Cory Beyer, employed by the	League City Police Department . Affiant is currently assigned to
the Criminal Investigations Division where his duties are to inv	estigate all crimes that occur inside the city to include the crime of:
	//
MURDI	ER 19.02 PC
	/ ' \
Against the peace an	d dignity of the State NM ! Lylv
	Affiant
Sworn to and subscribed before, this 35 day of 570	AD, 20/6
	10000 1110
Witnesses'	they leves
	JUDGE Insting of the Dears
	Precinct-No. 10th Galveston County, Texas
	,
SWORN TO AND SUBSCRIBED before me on the da	y of, ,20
	NOTARY PUBLIC, STATE OF TEXAS
Sergeant Approval	WITNESSED BY A SWORN PEACE OFFICER
	STATE OF TEXAS

WARRANT OF ARREST

Kersh, Jesse Dean

THE STATE OF TEXAS COUNTY OF GALVESTON

2342 Marble Falls Dr Spring, TX 77373 DOB: 12/25/1957

SSN: 449-21-4826

W/M, HGT: 5-10, WGT: 205

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS.

To any sheriff or any Peace Officer of Galveston County, Texas, or any Peace Officer of the State of Texas,

GREETINGS, YOU ARE HEREBY COMMANDED to arrest	Precinct No. 104 of GAXAS for an offense against of which offense	ALVESTON County,
Herein fail not, but of this writ make due return, showing how you o'clock . M. on this the 25 TH day of THY., 20 16, to cert MAGISTRAT Galveston Cour	tify which witness my hand	SSUED at <u>// · · · · · · · · · · · · · · · · · ·</u>
Came to hand Joth day of January , 2014, at 1 July day of January , 2016, by arresting the wi Jesse Dean Keyon in Galveston County, Texa is herewith returned, placing Jesse Dean Keyoh in	リンカ o'clock <u>A</u> . M. ithin named is. and taking	, and executed on the bond, which on County, Texas.
I actually and necessarily traveled miles in the service may have traveled in the service of other process in the cause during	of this WRIT, in addition to g the same trip.	o any other mileage I
FEESMaking Arrest\$ Mileage Miles\$ Taking Bond\$ Commitment\$ Release\$		
By Deputy or Officer:		

COMMITMENT

No
THE STATE OF TEXAS COUNTY OF GALVESTON
The State of Texas, to the Sheriff of GALVESTON COUNTY Greeting:
YOU ARE HEREBY COMMANDED to commit to the jail of GALVESTON COUNTY the body of Kersh, Jesse Dean on the charge of MURDER 19.02 PC . The said defendant may be released on the Bond Amount of 750,000.00. 1/26/16 key WITNESS my official signature, on this the 25 TH day of THV., 20 16.
Ken Mers Magistrate