

IN THE CIRCUIT COURT CRITTENDEN COUNTY

**PAM HICKS and JOHN MARK
BYERS**

APPELLANTS

v.

CV-2012-290-6

**THE CITY OF WEST MEMPHIS,
ARKANSAS, and SCOTT ELLINGTON,
in his Official Capacities as Prosecuting
Attorney for the Second Judicial District
of Arkansas**

APPELLEES

AFFIDAVIT

I. INTRODUCTION

1. My name is Billy Wayne Stewart, Sr.
2. I am over 18 years of age and of sound mind to make this Affidavit.
3. In 1993, I lived at Lakeshore Trailer Park in Marion, Arkansas.

II. TERRY HOBBS AND ROY TAYLOR

4. I first met Terry Hobbs in late 1990 or early 1991.
5. I met Terry Hobbs through a mutual friend, Roy Taylor.
6. Roy Taylor was the marijuana, cocaine, and crystal meth supplier for Mr. Hobbs
and me.
7. Mr. Hobbs lived in West Memphis, Arkansas.
8. Roy Taylor lived approximately 20 miles from Mr. Hobbs.
9. Later, Mr. Hobbs started buying directly from me to supplement his supply from

Mr. Taylor.

10. The amounts purchased from me by Mr. Hobbs were always small.

11. Mr. Hobbs typically purchased from me at least a couple times per month from late 1991 through May, 1993.

12. I learned from Roy Taylor that Mr. Hobbs was bisexual.

13. I learned through my connection in the drug-trade that Mr. Hobbs preferred sex with young boys.

14. Mr. Hobbs repeatedly invited my son, "Bill-Bill" who was 10 years old at the time, to pool parties at his house. I always declined these offers based upon the information that I had learned.

III. MAY 5, 1993

15. On May 5, 1993, Mr. Hobbs arrived at my home.

16. At the time Mr. Hobbs arrived at my home, I was standing at the front of my stock-car working on the engine.

17. Also at this time, Bennie Guy was lying underneath my stock-car working on it from below.

18. I looked across the top of my stock-car and saw Mr. Hobbs in his pick-up truck with a man.

19. Mr. Hobbs was kissing this man.

20. Mr. Hobbs was also with Buddy Lucas and L G Hollingsworth, who were exiting the vehicle. Buddy and L G were teenagers who also lived in Lakeshore Trailer Park.

21. Buddy and L G purchased marijuana from me. I believe that the money for the purchase came from Mr. Hobbs.

22. I was puzzled that Mr. Hobbs did not make the purchase himself.

23. Buddy and L G returned to Mr. Hobbs' truck and sat in the cab between Mr. Hobbs and the other man, and the four left together.

24. For some reason, after May 5, 1993, Mr. Hobbs no longer wanted to come to my home to make his purchases.

25. Within a couple of weeks of May 5, 1993, Mr. Hobbs contacted me and asked me to deliver marijuana to his home, which was highly unusual and was unlike any of our other deals.

26. I delivered the marijuana with my son.

27. Immediately prior to said delivery, my son noticed, and pointed out to me, that Mr. Hobbs was kissing a man. This was the same man whom I had seen Mr. Hobbs kissing with on May 5, 1993.

28. Within a week of that delivery, I also delivered marijuana, cocaine, and crystal meth to Mr. Hobbs in Memphis, Tennessee, on Madison Avenue at a gay bar called J-Wags. Upon the delivery, I saw Mr. Hobbs holding hands with the same man who he was at my house with on May 5, 1993.

IV. CONVERSATION WITH ROY TAYLOR

29. In January or February, 1994, Roy Taylor asked if I had seen Mr. Hobbs recently.

30. I asked Roy why he was asking me.

31. Roy told me that Mr. Hobbs was one of the people who murdered the three boys on May 5, 1993, and that one of the boys was Mr. Hobbs's stepson.

32. Roy also told me that there were three other guys with Mr. Hobbs when it happened.

33. I asked Roy how he knew this.

34. Roy responded that Mr. Hobbs had told him.

35. Roy further told me that the three boys had caught the four men doing something in the Blue Beacon Wood that was going to cause trouble between Mr. Hobbs and his wife.

V. BUDDY LUCAS - 1993

36. I often allowed Buddy Lucas, whom I called "Lil' Bud" to hang around and work on my race car because I felt bad for him. Lil Bud was obviously slow, couldn't speak too good, and had trouble making friends.

37. Buddy also often came to my home and used his bee-bee gun to shoot terrapin turtles in the lake behind my home.

38. Sometime during the week prior to Mother's Day, May 9, 1993, Buddy came to my home with his bee-bee gun.

39. Buddy carried his bee-bee gun behind my home to the lake.

40. A few minutes later, Buddy came back to my home. He was bare-footed and didn't have his bee-bee gun.

41. I wondered why he was bare-footed, especially because there were many sharp metal pieces around my yard from building my stock-car.

42. I asked Buddy why he did not have his shoes on and where his gun was.

43. Buddy responded: “I threw them in the lake. I ain’t killing no turtles no more, and I ain’t wearing those big-ass shoes.”

44. I could tell that something was bothering Buddy.

45. I asked: “What’s wrong Lil’Bud? Do you need some money to get something for Mothers’Day?”

46. Buddy shrugged and said “I ain’t even worried about Mothers’ Day just now.”

47. A couple of weeks later, Buddy was supposed to meet me at my home to go to the biggest stock-car race of the year.

48. That was the first time that year that Buddy had not shown up early to go to the races with me.

49. I went to Mary “Oochie” Wilson’ trailer. Oochie is Buddy’s mother and Buddy lived with her.

50. Oochie came to the door and I asked her if she had seen Buddy.

51. Oochie hollered “Lil’Bud ain’t here, and he ain’t gonna be back for a while”and slammed the door in my face.

52. That did not seem like Oochie to me. I did not see Buddy again for the next couple of years.

VI. BUDDY LUCAS - 1995

53. In April, 1995, Bennie Guy told me that Buddy Lucas had confessed involvement in the murders at the Blue Beacon Woods. Bennie asked me what he should do.

54. I asked Buddy to come over and help on my stock-car.
55. When Buddy got there, I said “Lil’Bud, I need to talk with you.”
56. Buddy’s appearance changed immediately. He looked worried and said: “Well, what do you want to talk about, Gooch?” Gooch was a nickname a lot of people called me.
57. I said, “About something Bennie told me.”
58. Buddy turned pale and got a very still look on his face.
59. Buddy asked me “You remember that day me and L G came over?”
60. I told Buddy: “Yea, you know I don’ like L G coming around.”
61. Buddy then asked: “When we got that \$20 of weed?”
62. I answered: “Yea, I remember all of my deals.”
63. Buddy then said: “Well, them guys in the truck, that was Terry Hobbs and David Jacoby.”
64. I said: “I know that. I know Terry Hobbs.”
65. Buddy then told me that he and L G had been walking in the trailer park and Terry Hobbs and David Jacoby pulled up next to them and Mr. Hobbs yelled: “Hey boys, what y’all doing?” Buddy told me that he and L G shrugged their shoulders and said “Nothing.” Mr. Hobbs then asked: “You boys know where we can find some weed?”
66. Buddy answered: “Billy Stewart sells weed!” Buddy and L G then got into Mr. Hobbs’ truck and drove around the corner to my home.
67. Buddy told me that, after purchasing the marijuana from me, the four of them drove around Marion and West Memphis neighborhoods, smoking marijuana and drinking

whiskey.

68. They finally got to the South Service Road of Interstate 55 in West Memphis, Arkansas. From the South Service Road, they turned South onto the dirt road on the East side of the Blue Beacon Wood. (At that time, The Blue Beacon Truck Wash was on the West side of the Blue Beacon Wood.)

69. Buddy told me that once they arrived at the Blue Beacon Wood, Mr. Hobbs wanted Buddy and L G to wrestle and pointed and then said to Buddy: “You and dude there, wrestle” referring to L G as “Dude”.

70. Buddy said that he and L G began wrestling each other while Mr. Hobbs and Mr. Jacoby watched. Buddy smiled when he told me that he had “hooped ol’ L G” in their wrestling match.

71. Then Mr. Hobbs and Mr. Jacoby offered more marijuana and whiskey to Buddy and L G, which Buddy and L G accepted.

72. When describing the smoking and drinking, Buddy dropped his eyes and paused as if he was ashamed. He would no longer make eye-contact.

73. Buddy would not have been ashamed discussing marijuana or whiskey, which led me to understand that there was more going on between the boys and the men than what Buddy had just told me.

74. At this point, Buddy’ speech slowed. Gone was the “Lil’Bud” that I had grown to know and love.

75. At the time that Buddy said that the four of them were just smoking and drinking,

Mr. Hobbs saw three boys on two bicycles spying on them.

76. Mr. Hobbs screamed: "Get them little fuckers!"

77. Buddy and L G caught two of the children.

78. Buddy told me that Mr. Jacoby, in his desperation to catch the children, tripped on his own feet and skinned his knee. I understood that Mr. Jacoby's knee must have been bare in order for Buddy to see the injury.

79. After he jumped up from the fall, Mr. Jacoby immediately caught and furiously beat the third child. Buddy told me that this scared him so bad that he did not know what to do.

80. Mr. Hobbs then approached and pulled a knife.

81. As Buddy was telling this part of the story, he slumped over and his hands and shoulders began to shake uncontrollably.

82. I saw in Buddy's eyes the terror that he had to have felt in those woods.

83. At that point in the conversation, Buddy paused for a long time.

84. To break the silence, I finally asked: "Lil' Bud, are you all right?"

85. Buddy answered: "Yea, Gooch."

86. Then I asked: "What happened next, Lil' Bud? Did you all kill them boys?"

87. Buddy waited, and then said that Mr. Hobbs made Buddy and L G pull the pants off of the boys.

88. Mr. Hobbs walked over to the boy that Mr. Jacoby had been beating and repeatedly bit the boy's penis and scrotum.

89. Buddy told me that when he saw Mr. Hobbs biting and cutting the boy he was

afraid that Mr. Hobbs would do the same to him.

90. Then, Mr. Hobbs cut the boy's genitals.

91. Mr. Hobbs said that the other two children had to die because of what all that they had seen.

92. At that moment in the conversation, I began to get really sad because everyone knew that Buddy himself only had the mind of a child.

93. Buddy did not tell me who killed which child or how, other than that Mr. Hobbs bit and cut the penis and scrotum of one of the boys.

94. Buddy told me that he and L G were forced to hold the children while Mr. Hobbs and Mr. Jacoby killed them. Mr. Jacoby beat one of the boys until the boy was quiet and his body fell limp. Buddy believed that the boy was dead.

95. Next, Buddy told me that they tied the boys up. He did not say what they tied them up with or who did the tying.

96. Then I asked him: "Well, Bud, what did you all do with the boys?"

97. Buddy answered that Mr. Hobbs said: "We've got to get rid of this. They can't be found. At least, not yet."

98. Then Buddy said that all four of them took the three boys and threw them and their clothes in the water, and threw the bicycles in the bayou.

99. Buddy told me that Mr. Hobbs demanded that Buddy, L G, and Mr. Jacoby go back to the truck and that Mr. Hobbs followed them.

100. Buddy told me that when Mr. Hobbs was walking behind them, Buddy believed

the men were going to kill Buddy and L G too.

101. Buddy told me that the men made Buddy and L G get into the truck and told them that if they ever told anyone about what they had seen that Mr. Hobbs and Mr. Jacoby would kill them.

102. Mr. Hobbs and Mr. Jacoby then drove Buddy and L G back to Lakeshore Trailer Park shortly after dark.

103. When Buddy finished telling his story, I was in a state of shock and did not know what to say. He and I worked in silence on the stock-car for a while and then Buddy left. Buddy did not tell me where he was going when he left.

VII. POST CONVERSATION WITH BUDDY

104. After my conversation with Buddy, I couldn't understand how the gentle boy that I knew could be involved in such a thing.

105. I really did not know what to do, so the next day I discussed it with my mother. She told me that I needed to call my friend Paul Weaver, who was a state narcotics officer.

106. I called and told Paul Weaver exactly what Buddy had told me.

107. Mr. Weaver told me "Billy, you are a well-known drug dealer. You've been busted before and you will probably be busted again. I don't know if they will put any credit in what you are saying. And really, the only person I know that I could go to with this is my boss."

108. I took this as a veiled threat that if I continued to force this issue, there would be serious consequences against me.

109. I told Mr. Weaver "This is some bullshit!" I told him that whatever my

background was, or whatever happens to me, this is serious business.”

110. Mr. Weaver told me: “Billy, regardless of what you tell me, this case is closed. It’s over and they don’ want to hear no different.”

111. I refused to take Mr. Weaver’ advice. Four times I called Billy Sanders, who, at that time, was an investigator with the West Memphis Police Department.

112. Mr. Sanders refused to return my telephone calls.

113. I believe, based upon both my experience and by my knowledge from the drug-dealing world, that Mr. Sanders did not return my telephone calls because he was connected in some way to Mr. Hobbs.

114. Further, I have knowledge that Terry Hobbs has links with at least two other unsolved murders.

In witness whereof, I hereunto set my hand this 15th day of February, 2013.

Billy Wayne Stewart

STATE OF ARKANSAS)
)
COUNTY OF Lincoln)

Subscribed and sworn to before me on 15th day of February 2013.

Notary Public

My commission expires: _____