

1 MR. MOSES: Call Joel Sparvier.

2 WHEREUPON,

3 MR. JOEL SPARVIER

4 having been called as a witness on behalf of the Defendant,
5 and being first duly sworn upon his oath, testified as
6 follows:

7 By Mr. Moses:

8 Q Would you state your name please?

9 A My name is Joel Sparvier.

10 Q Mr. Sparvier, where do you live?

11 A West of Poplar.

12 Q And are you the son of Maybelle Sparvier?

13 A Yes I am.

14 Q I direct your attention to the 16th day of June,
15 1979. Did you hear any screams for help?

16 A No I didn't. What I heard was dogs barking and
17 these dog barking drowned out everything else.

18 Q You didn't hear any screams coming from the
19 area of the river bridge?

20 A No.

21 Q I hand you what appears to be a statement, and
22 this is a statement that you gave to the law enforcement
23 officers, is it not?

24 A Right, but I don't remember any screams.

25 Q Did you give a statement to Mr. Mahlum as well
as to the FBI in which you referred to screams?

1 A Well I wasn't sure about these screams, but I
2 did hear these dogs barking?

3 Q Now after you heard these dogs barking, did you
4 see Greg Norgaard's mustang car?

5 A That was after I left the house.

6 Q And what time was that?

7 A I couldn't tell you that, it was late.

8 Q The report that you gave said it was about
9 2:30 AM, when you heard something?

10 A It was late, I know that.

11 Q And where did you go?

12 A I drove down to the east end of town to see
13 relatives.

14 Q Is that down there near the Exxon station?

15 A No, it was at the east end of town.

16 Q When you drove over to the east end of Poplar,
17 did you see Greg Norgaard?

18 A Yes he was at the Exxon station.

19 Q And when you saw that Mustang of Greg Norgaard,
20 what did you see?

21 A I seen the car, that was all.

22 Q And was it moving, going someplace?

23 A I believe he went back towards town.

24 Q So he was going west then, I take it?

25 A No, back towards town.

1 Q East then?

2 A Yes, from the Exxon station.

3 Q Would you describe Greg's Mustang -- was it
4 going west on Highway two?

5 A Well this is a long time ago, but it was going
6 toward town.

7 MR. MOSES: Thank you very much, I have no further questions.

8

9

CROSS EXAMINATION

10 By Mr. Racicot:

11 Q Mr. Sparvier, you stated that as you were
12 coming from your house, to go see some relatives, you heard
13 or may have heard screams but these dogs were barking pretty
14 loud, is that right?

15 A I heard all of these dogs barking, yes. I am
16 not sure if I heard screams or not. It is a long time ago.

17 Q I realize that. And then you went to your
18 sister's house?

19 A Sister's house?

20 Q I am sorry, you went over to see some relatives,
21 and on the way over you say you saw Greg Norgaard?

22 A Yes.

23 Q Okay, and you went over to the east end of town?

24 A Yes, but I heard these barking dogs on the west
25 end of town.

1 Q Okay, and this Exxon station is on the west
2 edge of Poplar?

3 A Yes.

4 Q Now your mother states that there are a lot
5 of people down where you lived that were always fighting, is
6 that true?

7 A Yes.

8 Q And you say you heard dogs barking?

9 A Yes.

10 Q And you may have heard screams?

11 A I am not sure about the screams.

12 Q And do you recall about what time that was
13 supposed to have occurred?

14 A Not really, but it was after the bars were
15 closed.

16 Q A lot of cars out and around?

17 A Yes, there were a few out, yes.

18 Q It wasn't just a dead siliënce out?

19 A No.

20 Q And so you came out of your house, drove past
21 the Exxon station and you seen Greg Norgaard's mustang and
22 you went on over to the east of -- on the east side of Poplar?

23 A Yes.

24 Q And you did see at that time, Greg Norgaard and
25 his Mustang turn around there at the Exxon station, is that it?

1 A Yes.

2 Q And so it could have been just a matter of
3 minutes after you heard the dogs barking until you saw Greg
4 Norgaard?

5 A Yes.

6 MR. RACICOT: Nothing further.

7

8 REDIRECT EXAMINATION

9 By Mr. Moses:

10 Q You testified that it was around 2:30 when you
11 left your house?

12 A Yes.

13 Q And when did you get back home?

14 A About ten after three, something like that.

15 Q About 40 minutes, right?

16 A And during that period of time, forty minutes,
17 between 2:30 and 3:10 you saw Greg's car?

18 A Yes.

19 MR. MOSES: Fine, nothing further.

20

21 RE CROSS EXAMINATION

22 By Mr. Racicot:

23 Q Mr. Sparvier, you left your house you say at
24 2:30 correct?

25 A Yes.

1 Q To go and see some relatives?

2 A Yes.

3 Q And how long did you stay at your relative's
4 house?

5 A Little over a half an hour.

6 Q And how long did it take you to get there?

7 A Oh, about four minutes.

8 Q Four minutes?

9 A Yes.

10 Q And it is my recollection from your testimony,
11 on cross examination, is that when you left your house to go
12 to your relatives house, on the way you saw Greg Norgaard's
13 car at the Exxon station?

14 A Yes.

15 Q It wasn't after you had spent a half an hour
16 at your relatives' house and then came back, is that correct?

17 A Yes.

18 MR. RACICOT: Thank you, that's all.

19

20 RE-REDIRECT EXAMINATION

21 By Mr. Moses:

22 Q Do you now recall any screams for help?

23 A No I don't.

24 MR. MOSES: No further questions. I would ask that this
25 witness be excused, Your Honor.

1 MR. RACICOT: I have no objections.

2 THE COURT: Thank you, Mr. Sparvier,
3 you may be excused.

4 WHEREUPON this witness was EXCUSED.
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CALMER A. ERSNESS
OFFICIAL COURT REPORTER
P. O. BOX 978
WOLF POINT, MONTANA 59201