

JN LUNG

## WITNESS STATEMENT

For use of this form, see AR 195-10 - TB PMG 3; the proponent agency is Office of The Provost Marshal General.

PLACE Quang Ngai City, RVN	DATE 15 Mar 70	TIME 1645	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME KIRK, Arvil Jackson Jr.	SOCIAL SECURITY ACCOUNT NO.		GRADE CW2

ORGANIZATION OR ADDRESS  
USACIDA, Task Force # 2, Washington, DC

## SWORN STATEMENT

I, ARVIL J. KIRK JR.

, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.

Between 1330 - 1400 hours, 14 Mar 70 at Co Phu Hamlet, Tu Hien Village, Tu Nghia District, Quang Ngai Province, RVN, Nguyen LUNG was interviewed by me in the presence of SP5 Jeffery M. JOHNSON, acting as interpreter. Personal Data of LUNG is as follows:

NAME: Nguyen LUNG  
 ID#: 066604  
 ADDRESS: Co Phu Hamlet, Tu Hien Village, Tu Nghia District, Quang Ngai Province, RVN  
 DOB: 20 Sep 15  
 POB: My Hoi sub hamlet, Co Iuy Hamlet, Son My Village, Son Tinh District, Quang Ngai Province, RVN  
 OCCUPATION: Fisherman  
 EDUCATION: None, can not read or write (LUNG appears to have bad eyes and to be almost blind)

LUNG stated <sup>4/14</sup> substantially as follows: On the day the soldiers came in Mar 68, he was fishing a short distance from his subhamlet of My Hoi. About 1000 hours that morning he saw helicopters in the area of My Hoi. At this time he was in his boat on the ocean. He moved away from the area at that time and returned about 1300 hours that day. He found his home burned and his wife, Pham Thi GIAN, age 43 and his son Nguyen Van BONG, age 15, dead in the family bunker. It was dark at this time. He finished knocking the bunker down and covered his wife and son with it. He then covered it with dirt and left the sub hamlet never to return. At this point in the interview he stated that his two daughters had also been dead with his wife and son. They are Nguyen Thi SO, age 8 and Nguyen Thi SON age 10. They were covered over with the bunker also prior to his leaving. He stated that GIAN had been shot just below the mouth. BONG was shot just below the front of his neck. SO was shot in the stomach and the left arm of SON was gone. He stated there were no Viet Cong in the sub hamlet. He had one pig and one cow killed. He further stated that he had seen about 30 U.S. soldiers coming across the bridge into My Hoi prior to leaving the area in his boat. As pointed out in the Education block above, LUNG appeared to have poor eyesight. The extent of his poor eyesight in 1968 could not be determined from LUNG. He stated that he saw the soldiers and he saw the helicopters. It could not be determined how many helicopters he saw. LUNG could furnish no further information. He affirmed that his statement as told above was the truth as he remembers it. <sup>ASK</sup>

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT ASR	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE \_\_\_\_\_ OF \_\_\_\_\_ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

STATEMENT (Continued)

## AFFIDAVIT

I, ARVIL J. KIRK JR.

HAVE READ OR HAVE HAD READ TO ME THIS STATE-

MENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

*Arvil J. Kirk Jr.*

(Signature of Person Making Statement)

WITNESSES:

*Jeffrey M. Johnson*  
JEFFREY M. JOHNSON,  
CO A, 519th Spt Bn, ABQ SF 96307Subscribed and sworn to before me, a person authorized by law  
to administer oaths, this 16th day of March, 1970  
at Quang Ngai City, RVN*John Greene*  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

THOMAS J. McGRIFFY  
(Typed Name of Person Administering Oath)  
CRIM INVS, ARB 136b(4), UCMJ

(Authority To Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

*AJK*

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