

STATE OF NORTH CAROLINA
COUNTY OF WAKE

**IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION**

IN RE: SEARCH WARRANT OF
4221 OLIVE BRANCH LN,
NEW HILL, NC 27562

12-3-08

**MOTION TO SEAL
SEARCH WARRANT AND
ITS RETURN NCGS 132-1.5 (e)**

12-3-81

NOW COMES THE STATE of North Carolina by and through the undersigned Assistant District Attorney, hereby respectfully moves the Court to seal for a period of ninety days the above referenced search warrant, its return and this motion, and in support thereof, alleges:

On 12/1/81, a white male was found at the unoccupied residence a

1. That on December 2, 2008, the body of a white male was found at the unoccupied residence at 4221 Olive Branch Lane, New Hill, NC;
2. That identity of this deceased person has been confirmed to be that of Matthew Silliman;
3. That four persons have now been charged with first degree murder in connection with the investigation;
4. That the release of the contents of this search warrant and its return, will undermine an ongoing investigation by the Wake County Sheriff's Department.

WHEREFORE, The State of North Carolina respectfully moves the Court to seal this search warrant, its return and this motion for a period of ninety days.

Respectfully submitted this the 10th day of December, 2008.

Howard J. Cummings
Assistant District Attorney

STATE OF NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

IN RE: SEARCH WARRANT OF)
4221 OLIVE BRANCH LN,)
NEW HILL, NC 27562)

ORDER SEALING SEARCH
WARRANT, ITS RETURN AND
MOTION NCGS 132-1.5 (e)

12-3-08

THIS CAUSE coming on to be heard and being heard by the undersigned Superior Court Judge, upon motion by the State to seal a certain search warrant, its return and motion;

AND it appearing to the Court that the release of information contained in said search warrant, its return and motion will undermine an ongoing investigation,

IT IS THEREFORE ORDERED that this search warrant, its return and motion be sealed and not released to the public for a period of ninety days from today's date.

This the 10 day of December 2008.

Ronald W. Stephens
Wake County Superior Court Judge

Order to Seal Stricken by Judge Ronald W. Stephens
12-17-08

FILE NO.	FILE NO.
SEARCH WARRANT ©	
In the matter of: 4221 Olive Branch Ln. New Hill NC 27562-9183	
Date issued: 12308	Time issued: 6:15 8 a.m. 1 p.m.
Name of Applicant Det. R.O. Campen Jr. WCSO B244.	
Name of additional affiant Det. W. Brown Apex PD	
Name of additional affiant Lt. J. Winstead	
RETURN OF SERVICE I certify that this SEARCH WARRANT was received and executed as follows	
Date received 12308	Time received <input checked="" type="checkbox"/> a.m. 8:00 1 p.m.
Date Executed 12308	Date and time of return 12/4/08 1620
<input checked="" type="checkbox"/> I made a search of: 4221 Olive Branch Ln.	
As commanded.	
<input checked="" type="checkbox"/> I seized the items listed on the attached inventory. <input type="checkbox"/> I did not seize any items. <input type="checkbox"/> This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed.	
Signature of Officer Making Return M.S. JAREMA	
Department or Agency of Officer WCSO	

STATE OF NORTH CAROLINA
Wake County

In the general court of Justice
Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this SEARCH WARRANT:

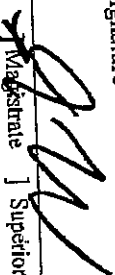
I, the undersigned, find that there is probable cause to believe that the property and person described in the application on page two attached hereto and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and / or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this SEARCH WARRANT within forty-eight (48) hours from the time indicated on this Warrant and make due return to the clerk of the Issuing Court.

This SEARCH WARRANT is issued upon information furnished under oath by the person or persons shown.

This SEARCH WARRANT was RETURNED to me on this date and time shown below	
Date	Time: <input type="checkbox"/> a.m. <input type="checkbox"/> p.m.
Signature	
<input type="checkbox"/> Magistrate <input type="checkbox"/> Superior Court Judge <input type="checkbox"/> District Court Judge <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk of Superior Court	

SEARCH WARRANT ISSUED BY	
Date	12308
Signature 	
<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Superior Court Judge <input type="checkbox"/> District Court Judge <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk of Superior Court	

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of:The residential address of
4221 OLIVE BRANCH LN
NEW HILL NC 27562-9183Constitutes evidence of a crime and the identity of a person participating in a crime;
Homicide G.S. 14-17Continuation of: Description of Property to be Seized;

Hair, blood, blood spatters, blood patterns, fibers, trace evidence, clothing, clothing fibers, physical layout of the residence, measurements of the residence, moving pictures, video, still photographs to preserve the nature of the crime scene, documentary evidence and writings indicating ownership, identifications, possession and control of the residence to investigate, all evidence that may relate to the suspected homicide or any other crime, weapons, footwear impressions, and tire impressions. Any type of medicines or narcotic's related to veterinarian health care. Specifically zip ties, baseball bat, pick ax, shovels and such item as a tazer gun and duct tape.

Continuation of: Description of Premises and Curtilage to be searched;

The residence of 4221 Olive Branch Ln. New Hill NC 27562. Is a yellow colored doublewide trailer home with an entry door in front and is currently an unoccupied residence. This residence is 30 years old and has not been maintained for some time.

Continuation of: Directions to the Premises and Curtilage to be searched;

The residence is located off Olive Branch Lane, which runs off of New Olive Branch Rd. New Hill NC,

Continuation of: Probable Cause;

This affiant, Investigator R.O. Campen, has been in law enforcement since 1984. I am currently assigned to the Wake County Sheriff's Office "Person Crimes Unit". This unit investigates, murders, rapes, arsons and violent crimes. During the course of my employment as a law enforcement officer, I have been trained in these areas of Criminal Investigations, crime scene searches and arrest of criminals that are involved in such crimes.

On December 2, 2008 this office was notified by the Apex Police Dept. that their investigators had been informed that a current missing person, Matthew Silliman might be located at this residence. The Wake Co. Sheriff's Office obtained written consent from the owner to go and see if in fact the missing person was located there. Once investigators arrived entry was made into this unoccupied structure and a white male was located deceased there in. Investigators made sure that there were no other persons in this structure and exited same. Uniformed deputies then secured the structure with crime scene tape and remained on site. Further investigation, collection of evidence, and the body are needed to determine the cause of death and to determine if the death is in violation of Homicide N.C.G.S. 14-17.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

12/20/08

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT**STATE OF NORTH CAROLINA**
Wake County**In the General Court of Justice**
District Court Division**In the Matter of:****601 Walcott Way Cary, NC****Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;**
N.C.G.S. 14-17 Murder**Continuation of: Description of Property to be Seized;**

Computer hardware, software, electronic media, CDs, DVDs, video tapes, diskettes, cellular telephones, digital cameras, video cameras, any weapons, medications/drugs including those commonly used for animals, syringes, needles, duct tape, shovels, hammers and related tools, zip ties, cable ties, trash bags, clothing, tarot cards, receipts, papers and documentation which aid in identifying persons apparently in control of the premises and any other items determined to be possibly used in the commission of murder.

Continuation of: Description of Premises and Curtilage to be Searched;

601 Walcott Way is a two-story red brick house with blue shutters and an attached 2-car garage. Directions: From Raleigh take Hillsborough Street towards Cary. Turn right onto Hwy 54 westbound. Left onto Morrisville Carpenter Road. Left onto Davis Drive. Right onto Caviston Way. Right onto Walcott Way. 601 Walcott Way

Continuation of: Probable Cause;

The affiant has been employed with the Wake County Sheriff's Office for 11 ½ years. I am currently assigned to the Wake County Sheriff's Office Criminal Investigation Division Person Crimes Unit. This unit is primarily responsible for investigating all death investigations, particularly murder. I am a North Carolina State Certified Criminal Justice instructor and have also obtained my Advanced Certification in Law Enforcement Training.

On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. The suspect/witness resides at 601 Walcott Way. Investigators with the Wake

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

Dec. 3, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

STATE OF NORTH CAROLINA

In the General Court of Justice

☐ District ☒ Superior Court Division

WAKE

County

File No.

Film No.

In the Matter of

Name 601 Walcott way

INVENTORY OF SEIZED PROPERTY

Date of Search Dec 3 2008

G.S. 15A-254.-257

I, the undersigned officer, executed a search of:

Person, place or vehicle searched

601 Walcott way

This search was made pursuant to

☒ a search warrant issued by: Superior court Judge☐ a consent to search given by:☐ other legal justification for the search:

The following items were seized.

assorted paper writings

black journal

roll of gray duct tape

school ID card for Allegra delquist

home made monopoly game board

phone chargers

att phone box container

Dell power pack

memory card

Dell laptop computer silver serial#

le tonet card books

2 knives

computer pen

Dell inspiron 570 white #1C9X9G1

external harddrive

☐ Check here if separate sheet attached

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake County

In the General Court of Justice
District Court Division

In the Matter of:

601 Walcott Way Cary, NC

County Sheriff's Office respectfully request the issuance of this search warrant to corroborate the participant's involvement in murder, as well as collect additional evidence deemed relevant to aid in this investigation. This affidavit is based upon information received from officers with the Apex Police Department and investigators with the Wake County Sheriff's Office whom I deem reliable and credible.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE Dec. 3, 2008

Donald W. Stephens

Mrs. K. Battle

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

Parcel Photos - 0231212



[Home](#)

Wake County Real Estate Data Photographs

[iMaps](#)
[Tax Bills](#)

Real Estate ID 0231212 PIN # 0745219147

[Account Search](#)

Location Address
601 WALCOTT WAY

Property Description
LO547 PRSTN VILLAGE NO SUB PII BM1997-471

[Pin/Parcel History](#) [Search Results](#) [New Search](#)

**WAKE
COUNTY**
NORTH CAROLINA

[Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Photograph Date: 10/12/1999 11:00:30 AM



For questions regarding the information displayed on this site, please contact the Revenue Department at RevHelp@co.wake.nc.us or call 919-856-5400.

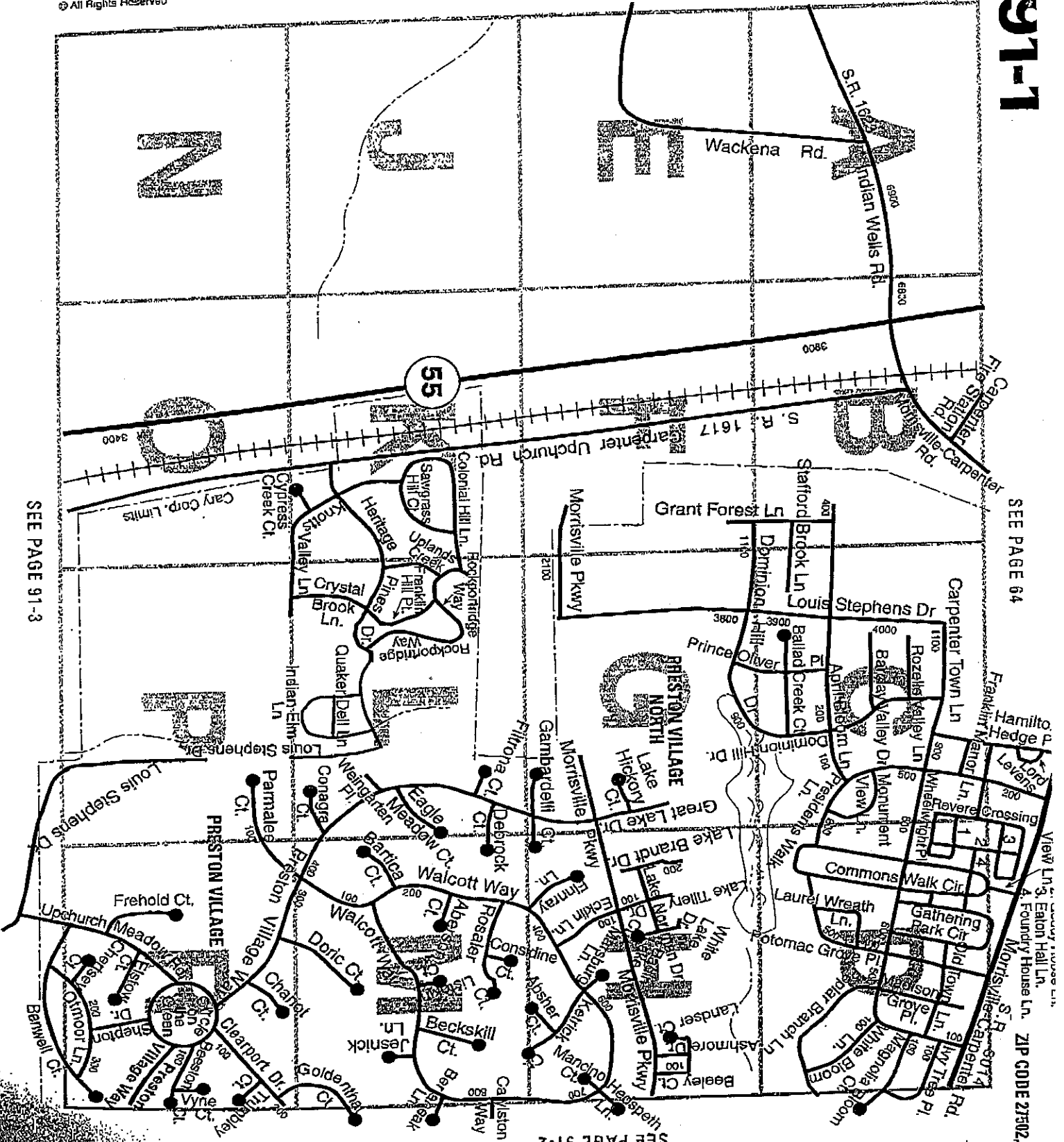
SEE PAGE 90

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91-1

SEE PAGE 91-3

SEE PAGE 64



SEE PAGE 91-2

ZIP CODE 27502, 27513

original -

Film No.		File No.	
SEARCH WARRANT			
In the Matter of			
601 Walcott Way Cary NC			
Date Issued Dec. 3 2008	Time Issued PM 3:00	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	
Name of Applicant Investigator K Battle, Wake Co Sheriff's Office			
Name of Additional Affiant			
Name of Additional Affiant			
RETURN OF SERVICE			
I Certify that this Search WARRANT was received and executed as follows:			
Date Received 12/3/08	Time Received PM	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Date Executed 12/3/08	Date and Time of Return 12/17/08		
<input type="checkbox"/> I made a search of _____			
_____ as commanded.			
<input type="checkbox"/> I seized the items listed on the attached inventory			
<input type="checkbox"/> I did not seize any items.			
<input type="checkbox"/> This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed			
Signature of Officer Making Return K Battle			
Department or Agency of Officer WCSO			
STATE OF NORTH CAROLINA		In the General Court of Justice	
WAKE County		District Court Division	
To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:			
I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.			
You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.			
You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.			
This Search Warrant is issued upon information furnished under oath by the person or persons shown.			
Date Dec. 3 2008		Signature Donald J. Phillips	
Time 5:40		<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	
Signature Suzanne B. Kirby		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court	
Date 12-17-08		Time 5:40	
Signature Suzanne B. Kirby		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court	
Date 12-17-08		Time 5:40	
Signature Suzanne B. Kirby		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court	

File No.

SEARCH WARRANT

IN THE MATTER OF

4221 Olive Branch Ln, New Hill, NC 27562

Date Issued 12.4.08 Time Issued 12:45 ☐ AM ☒ PM

Name Of Applicant

Investigator R.K. Whitlow

Name Of Additional Affiant

Name Of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received 12.4.08 Time Received 2:30 ☐ AM ☐ PMDate Executed 12.4.08 Time Executed 3:19 ☐ AM ☐ PM☒ I made a search of 4221 OLIVE

BRANCH LN AND CURTILAGE

WHITE FORD F-150 NC/APPTUDE

WHITE TRAILER NC/BM55799

as commanded.

☒ I seized the items listed on the attached inventory.☐ I did not seize any items.☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not-executed

Signature Of Officer Making Return

R. K. Whitlow

Department Or Agency Of Officer

Wake County Sheriff's Office

Incident Number

08-124966

STATE OF NORTH CAROLINA

Wake

County

In The General Court Of Justice
District/Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date 12.4.08 Signature *R. K. Whitlow*Signature *R. K. Whitlow*Deputy CSC ☐ Assistant CSC ☐ CSC ☐
Magistrate ☐ District Cr. Judge ☐ Superior Cr. Judge ☒

This Search Warrant was returned to me on the date and time shown below.

Date

Time

☐ AM ☐ PM

Signature

☐ Deputy CSC ☐ Assistant CSC☐ Clerk Of Superior Court

AOC-CR-119, Rev. 9/02

2002 Administrative Office of the Courts

(Over)

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of:** 4221 Olive Branch Ln, New Hill, NC 27562**Continuation of: Description of Property to be Seized:**

Physical evidence such as documents that show ownership, possession, and/or control over the property and/or vehicle, tools, baseball bats, trash bags, plastic bags, cable ties, clothing, tarot cards, paper writings, identifications, still photographs, drugs/medicines used for humans or animals (prescription, over the counter, or illegal), drug paraphernalia, alcoholic beverage(s) and/or containers, cellular telephones, PDA's (Personal Digital Assistant or other similar devices), computer hardware and/or software, electronic media storage devices; such as CD's, DVD's, floppy disks, or flash drives; and documents showing purchase or ownership of any of the previously stated items, weapons, footwear impressions, and tire impressions. Hairs, fibers, blood, blood spatters/patterns, DNA, other bodily fluids, and other trace evidence that may show a person's presence in the vehicle, as well as any latent print evidence, and all evidence that may relate to the suspected homicide or any other crime,

Continuation of: Description of Premises and Curtilage to be searched:

The residence of 4221 Olive Branch Ln. New Hill NC 27562. Is a yellow colored doublewide trailer home with an entry door in front and is currently an unoccupied residence. This residence is 30 years old and has not been maintained for some time. Also to be searched are two outbuildings/barns located on the property. One outbuilding/barn is an older somewhat dilapidated structure located just behind and to the left of the primary residence. The other outbuilding/barn is a newer structure than the first and is located further back on the lot and slightly to the left of the primary residence.

Directions to premises and Curtilage to be searched: From Raleigh take US 64 Hwy westbound, take exit 89 and turn right onto New Hill Holleman Rd, turn left onto Old US 1 Hwy, turn right onto Olive Branch Ln. 4221 Olive Branch Ln will be ahead on the right.

Continuation of: Probable Cause:

I, Investigator R.K. Whitlow, earned my Bachelor of Arts Degree in Criminal Justice with a minor in Sociology at the University of North Carolina at Wilmington in May of 1995, completed the North Carolina Basic Law Enforcement Training certification program at Cape Fear Community College in Wilmington, NC and have been duly sworn as a North Carolina Law Enforcement Officer since December of 1995 where my career began with the University Police at North Carolina State University, until I was hired as a Wake County Sheriff's Deputy in August of 1997. During the course of my career in law enforcement I have investigated numerous misdemeanor and felony incidents of all varieties including assaults, suicides, and murders. I have attended special classes and in-service trainings that have included courses designed for the investigation of such incidents. I am currently serving the Wake County Sheriff's Office as a member of the Criminal Investigations Division, Person Crimes Unit.

On the night of Tuesday, December 2nd, 2008 the Wake County Sheriff's Office was requested by the Apex Police Department to assist with locating a missing person. Information gathered by the Apex Police Department led them to believe the missing person being sought may have been at 4221 Olive Branch Ln, New

SWORN AND SUBSCRIBED TO BEFORE ME**Page 1 of 2****DATE**Dec. 4, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of: 4221 Olive Branch Ln, New Hill, NC 27562**

Hill, NC. Wake County Sheriff's Investigators responded to assist the Apex Police Department and upon obtained consent from the property owner to check the mobile home at that location for the missing person. While checking for the missing person, a deceased white male was found lying on a bathroom floor. The source that had provided the information to the Apex Police Department confessed to his involvement in causing the subject's death and also implicated three others. Of those additional three, two more confessed to their involvement in the subjects death. All three of those who confessed implicated the fourth as being directly involved in causing the subject's death as well.

Based upon statements provided by the suspects and evidence recovered at the primary residence at 4221 Olive Branch Ln. it is believed the evidence being sought may be present in the outbuildings/barns and vehicle parked at this location.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME**Page 2 of 2****DATE**Dec 4, 2008Donald W. Stephens
Signature of Magistrate / District Court Judge / Superior Court JudgeAK [Signature]
Signature of Applicant

WCM148 TO: WCM148 -023600 20081204 11:14:50 [18B3C14316]
FROM: DMVREG 20081204 11:14:50
N.C. VEHICLE REGISTRATION SYSTEM
RESPONSE BASED UPON:
PLATE NO: APPYTUDE YEAR: LIENS: PAGES: 7
ATTENTION:

VEHICLE DETAIL RESPONSE

VIN: 1FTRW07L21KC26455
TITLE NO: 77358B041909107

2001 FORD

LGT CONVTLNL 'F' TK

PURCHASE DT: 06192004

CUSTOMER ID: 29663863
LISA MARIE DAHLQUIST
4221 OLIVE BRANCH LN
NEW HILL

DOB: 01301962

NC 27562-9183

HANDICAP PLACARD:
PLACARD STATUS:
TAX COUNTY: WAKE
PLT STATUS: ACTIVE

CURRENT PLATE NO: APPYTUDE WGT: 5000
INS CO: GEICO INDEMNITY COMPANY
PRIOR PLATE NO: APPYTUDE WGT: 5000
INS CO: GEICO INDEMNITY COMPANY
END OF MESSAGE

ISSUE DT: 06102008 VALID THRU: 07152009
POLICY: 4064044144
ISSUE DT: 06292007 VALID THRU: 07152008
POLICY: 4064044144

WCM148 TO: WCM148 -023603 20081204 11:15:57 [18B3C1434C]
FROM: DMVREG 20081204 11:15:56
N.C. VEHICLE REGISTRATION SYSTEM
RESPONSE BASED UPON:
PLATE NO: BM55199 YEAR: LIENS: PAGES: 7
ATTENTION:

VEHICLE DETAIL RESPONSE

VIN: 1G9HP1321TW016005
TITLE NO: 779717051230126

1996 GORE TRAILER

PURCHASE DT: 10182004

TL

CUSTOMER ID: 29663863
LISA MARIE DAHLQUIST
4221 OLIVE BRANCH LN
NEW HILL

DOB: 01301962

NC 27562-9183

HANDICAP PLACARD:
PLACARD STATUS:
TAX COUNTY: WAKE
PLT STATUS: ACTIVE

CURRENT PLATE NO: BM55199 WGT:
INS CO: GOVERNMENT EMPLOYEES INSURANC
PRIOR PLATE NO: BM55199 WGT:
INS CO: GOVERNMENT EMPLOYEES INSURANC
END OF MESSAGE

ISSUE DT: 06102008 VALID THRU: 06152009
POLICY: 1249619160
ISSUE DT: 06292007 VALID THRU: 06152008
POLICY: 1249619160

STATE OF NORTH CAROLINA

File No.

Wake

County

In The General Court Of Justice

☐ District ☐ Superior Court Division

IN THE MATTER OF:

Name

4221 Olive Branch Ln, New Hill, NC 27562

INVENTORY OF ITEMS SEIZED PURSUANT TO SEARCH

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

Date Of Search

This search was made pursuant to

☒ 1. a search warrant issued by: Superior Court Judge Donald W. Stephens

☐ 2. consent to search given by: _____

☐ 3. other legal justification for the search: _____

The following items were seized:

1. one sealed bag containing cable ties
2. One sealed bag containing two dark colored plastic trash bags
3. One sealed bag containing a torn t-shirt.
4. One sealed bag containing a clear plastic bag.
5. One sealed bag containing a large pillow, clothing, and other items covering decedent.
6. One sealed bag containing a portion of a string.
7. One sealed bag containing a black plastic trash bag.
8. One sealed bag containing burned incense and ashes
9. one bag containing incense
10. One sealed bag containing a box of trash bags
11. One sealed bag containing a box of trash bags
12. One sealed bag containing a box of Tarot cards

(Over)

AOC-CR-206, Rev. 5/98

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Original - File Copy - Person Whose Property Seized

File No.

SEARCH WARRANT

IN THE MATTER OF

Electronic Devices and Media from
601 Walcott Way
Cary, NC 27519

Date Issued
Dec 9, 2008 Time Issued
4:15 ☐ AM ☒ PM

Name of Applicant
Investigator J. Yoakum

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received	Time Received	Date Executed	Time Executed
<u>12-9-08</u>	<u>1615</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	<u>12-10-08</u>	<u>1023</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

☒ I made a search of the listed devices. The inventory of seized property found will be completed when the items are received by the Wake County Sheriff's Office.
as commanded.

☐ I seized the items listed on the attached inventory

☐ I did not seize any items.

☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Signature of Officer Making Return
[Signature]

Department or Agency of Officer
Wake County Sheriff's Office
Incident Number
01-08-124966

STATE OF NORTH CAROLINA

Wake County

District Court Division

In the General Court of Justice

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date
Dec 9, 2008
Signature
[Signature]
☐ Deputy CSC ☐ Assistant CSC ☐ CSC
☐ Magistrate ☐ District Ct. Judge ☒ Superior Ct. Judge

This Search Warrant was returned to me on the date and time shown below.

Date	Time	Signature	Deputy CSC	Assistant CSC
<u>12-17-08</u>	<u>5:45</u> <input checked="" type="checkbox"/> PM	<u>[Signature]</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

(Over)

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake County

In the General Court of Justice
District Court Division

In the Matter of: Electronic Devices and Media from 601 Walcott Way, Cary, NC 27519

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;

Murder G.S. 14-17
Conspiracy to Commit Murder G.S. 14-17

Continuation of: Description of Property to be Seized;

Digital records of any type that may contain text, images, or video of content that may tend to identify the participants in the above crimes, the methods used, or research into how to commit the above crimes or any aspect of carrying out or concealing the above crimes, or any situations that may contribute to motive to commit the above crimes.

Including stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

Digital records that may tend to identify the user of the computer and others involved in the plot to commit murder or harm another person.

Continuation of: Items to be searched:

Two computers and one external hard drive, as follows:

Dell Inspiron 553 tower style computer, serial number: 1C9X9G1, white and silver in color, including any internal disk drives, media cards or any other contained storage device.

Laptop style computer, serial number: unknown, identified by the following information: Service Tag# FFW661 Express Service Code# 33595500601, silver in color, including any internal disk drives, media cards or any other contained storage device.

Western Digital My Book external hard drive, serial number: WCAP93228618, black in color.

These items were seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These devices are currently in the custody of Wake County Sheriff's Office evidence control.

Continuation of: Probable Cause;

1 - This affiant is an Investigator for the Wake County Sheriff's Office. I have been employed with the Wake County Sheriff's Office since April of 2003. I was employed with the Crabtree Special Police Department for about three and a half years prior to my current employment. I am currently assigned to the Criminal Investigation Division and I have investigated and participated in investigations of adults and juveniles, both as suspects and victims of crime. I have investigated a wide variety of criminal activity including but not limited to property crimes, drug activity, violent and non-violent person crimes, and sexual crimes. I have worked as a

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of: Electronic Devices and Media from 601 Walcott Way, Cary, NC 27519

patrol officer, an investigator, and a patrol sergeant during my above listed experience. During that time I had the opportunity to participate in numerous investigations and executions of search warrants for criminal activity. I have received, and continue to receive, specialized training through schools and seminars on the above-mentioned crimes and areas of work as well as training in the interview and interrogation of suspects, witnesses, and informants. During my law enforcement career, I have attended in excess of 1000 hours of in-service and specialized training in the above-mentioned areas of law enforcement including drug identification, detection of narcotics, tactical situations, fraud investigations, forensic entomology relating to death investigations, death investigations and covert law enforcement operations. I am familiar with the practices of individuals involved in the illegal use, sale, transportation and distribution of narcotics as well as methods of committing fraud and various property, violent and sexual crimes. I make this affidavit based on my personal knowledge together with information that I have received from other persons this affiant believes to be credible.

2 - On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. The witness resides at 601 Walcott Way.

3 - The above reference devices were previously seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These devices are currently in the custody of Wake County Sheriff's Office evidence control.

4 - Affiant expects that digital evidence further demonstrating the extent of this criminal activity will be located in the above listed devices. File formats expected are yet unknown and could be of a broad range of formats and possibly proprietary formats. Affiant requests authorization to search through any sorts of files that may be reasonably determined to possibly contain stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

5 - Affiant anticipates additional search warrants to be drawn for the search of other computers and devices seized in the December 3rd search warrants of co-conspirators as well as physical locations where additional evidence may be found.

A Search Warrant is needed to investigate the alleged crimes: Murder and Conspiracy to Commit Murder.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE

Dec. 9, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake County

In the General Court of Justice
District Court Division

In the Matter of: Electronic Devices and Media from 601 Walcott Way, Cary, NC 27519

Based upon this affiant's training and experience, it is believed that preceding facts establish probable cause to believe the above-described item(s) obtained from 601 Walcott Way, Cary, NC 27519 will aid in identifying participants in the above reference crimes.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 3

DATE

Dec 9, 2008

L. Donald Stephens
Signature of Magistrate / District Court Judge / Superior Court Judge

[Signature]
Signature of Applicant

SEARCH WARRANT

In the Matter of

Matt Silliman

STATE OF NORTH CAROLINA

In the General Court of Justice

WAKE

County

District Court Division

Date Issued

12/15/08

Time Issued

2:30 PM ☐ AM ☐ PM

Name of Applicant

Inv. C. Jackson (Wake County Sheriff's Office)
Case 08-124966

Christopher.Jackson@co.wake.nc.us

Name of Additional Affiant

RETURN OF SERVICE

I Certify that this Search WARRANT was received and executed as follows:

Date Received

12/15/08

Time Received

PM ☐ AM ☐

Date Executed

12/15/08

Date and Time of Return

12/17/08

☐ I made a search of _____

_____ as commanded.

☐ I seized the items listed on the attached inventory☐ I did not seize any items.☐ This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed

Signature of Officer Making Return

Department of Agency of Offices

Wake County Sheriff's Office

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

Date

12/15/08

Signature

☐ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court☒ Magistrate ☐ District Ct. Judge ☐ Superior Ct. Judge

This Search Warrant was returned to me on the date and time shown below

Date

12-17-08

Time

5:50

☐ AM ☒ PM

Signature

☐ Deputy CSC ☒ Asst. CSC ☐ Clerk of Superior Court

SEARCH WARRANT

**STATE OF NORTH CAROLINA
Wake County**

**In the General Court of Justice
District Court Division**

In the Matter of: Matt Silliman

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;
N.C.G.S 14-17 Murder

Continuation of: Description of Property to be seized;
Records concerning the identities of the users with the User ID's 772335270, 573092165, 809893008, 1023723673 consisting of name, postal code, country, e-mail address, date of account creation, IP address at account sign-up, logs showing IP address and date stamps for account accesses, and the contents of private messages in the user's inbox, trash and sent mail folders, including front end content.
Also to include Neoprint, Photoprint, User Contact info, IP logs.

Continuation of: Description of Premises and Curtilage to be searched;

Full Name of User: Aadil Khan

Full URL to Facebook Profile:

<http://www.facebook.com/friends/?id=772335270#/s.php?k=100000080&id=772335270&sid=23e0a7d6d5e7b9457997ecf59e2781f0>

School: Apex High School

Birth date: 09/13/1991

User ID:

Full Name of User: Ryan Patrick Hare

Birth date: 12/03/1990

User ID:

Full Name of User: Legra Dahlquist

Birth date: 01/05/1991

User ID:

Full Name of User: Matt Silliman

Birth date: 08/31/1990

User ID:

Period of Activity at issue for all accounts:

90 Days prior to 12/05/2008.

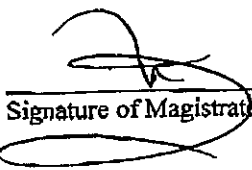
FACEBOOK SECURITY CASE NUMBER 1823


SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

12/5/08


Signature of Magistrate / District Court Judge / Superior Court Judge


Signature of Applicant

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of: Matt Silliman****Continuation of: Probable Cause:**

The affiant has been employed as a full-time law enforcement officer since 1998 and is currently assigned to the Wake County Sheriff's Office Intel/Gang Unit as an Investigator. The affiant has received general and specialized training in criminal investigation, fraud investigation, homicide investigation, and gang investigation. My assignments and experience includes criminal investigation of property crimes, crimes of violence against persons, frauds, drug investigations and undercover operations, child abuse, fire and explosive investigations, and covert and electronic surveillance operations. During the past 10 years I have received, and continue to receive, specialized training through schools, universities in and out-of-state and seminars on the above mentioned crimes and areas of work as well as training in the interview and interrogation of suspects, witnesses, and informants.

On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt to locate a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder.

Further investigation revealed that the subjects involved have facebook accounts. Facebook.com is a public website that contains online diaries and journal entries. Members can send and receive messages, as well as post messages on other member's accounts.

Further investigation has identified those accounts (listed above) of the parties involved in this case.

Based upon this affiant's training and experience, it is believed the preceding facts establish probable cause to believe the above described items will be found at Facebook.com and will aid in identifying the suspects as a participant in the crime of *N.C.G.S. 14-17 Murder*.

For these reasons, this affiant respectfully requests this warrant.

ATTN: FACEBOOK SECURITY

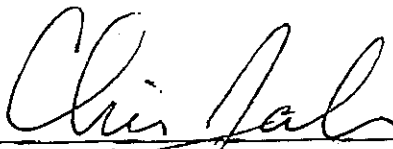
Please send the above requested information in electronic format to: Christopher.Jackson@co.wake.nc.us

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE 12/5/08


Signature of Magistrate / District Court Judge / Superior Court Judge


Signature of Applicant

SEARCH WARRANT

In the Matter of

John Doe (deceased)

Date Issued

12-3-08

Time Issued

11:58 PM

☐ AM ☒ PM

Name of Applicant

Inv. C. Jackson (Wake County Sheriff's Office)
Case 08-124986

Name of Additional Affiant

Christopher.Jackson@co.wake.nc.us

RETURN OF SERVICE

I Certify that this Search WARRANT was received and executed as follows:

Date Received

12/3/08

Time Received

11:58 PM

☒ AM ☐ PM

Date Executed

12/3/08

Date and Time of Return

☒ I made a search of FAKED ID
MYSPACE 310-356-3485☐ I seized the items listed on the attached inventory as commanded.☐ I did not seize any items.☐ This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed

Signature of Officer Making Return

Department or Agency of Officer

Wake County Sheriff's Office

STATE OF NORTH CAROLINA
WAKE County

County

In the General Court of Justice
District Court DivisionTo any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

This Search Warrant was returned to me on the date
Date and time shown below

Date

12-3-08

Signature

☐ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court☐ Magistrate ☐ District Ct. Judge ☐ Superior Ct. Judge

This Search Warrant was returned to me on the date

Date and time shown below

12-17-08

Signature

Time

6:51

☐ AM ☒ PM☐ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court☐ Magistrate ☐ District Ct. Judge ☐ Superior Ct. Judge

File No.	File No.	SEARCH WARRANT	
STATE OF NORTH CAROLINA			
In the Matter of		In the General Court of Justice	
901 Bristol Blue Street Apex, NC		WAKE County	District Court Division
Date Issued <i>Dec. 3, 2008</i>	Time Issued 3:00 PM <input checked="" type="checkbox"/> AM <input type="checkbox"/>	<p>To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:</p> <p>I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.</p> <p>You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.</p> <p>You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.</p> <p>This Search Warrant is issued upon information furnished under oath by the person or persons shown.</p>	
Name of Applicant <i>Blue 3, 2008</i>			
Investigator K Battle, Wake Co Sheriff's Office			
Name of Additional Affiant			
RETURN OF SERVICE			
<p>I certify that this Search WARRANT was received and executed as follows:</p>			
Date Received <i>12-3-08</i>	Time Received <i>PM 1619</i> <input type="checkbox"/> AM <input type="checkbox"/>	<p>This Search Warrant was returned to me on the date and time shown below</p>	
Date Executed <i>12-3-08</i>	Date and Time of Return <i>12-5-08 1743</i>		
<input checked="" type="checkbox"/> I made a search of <i>901 Bristol Blue St. Apex, N.C.</i> _____ _____ as commanded.			
<input checked="" type="checkbox"/> I seized the items listed on the attached inventory <input type="checkbox"/> I did not seize any items.		<p>This Search Warrant is issued upon information furnished under oath by the person or persons shown.</p>	
<input type="checkbox"/> This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed			
Signature of Officer Making Return <i>[Signature]</i> Department or Agency of Officer <i>806</i>			
Date <i>12-17-08</i>		Time <i>5:41</i> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	
Signature <i>[Signature]</i>		Deputy CSC <input checked="" type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court	
Date <i>Dec. 3, 2008</i>		Signature <i>[Signature]</i>	
Deputy CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court		District Ct. Judge <input type="checkbox"/> Superior Ct. Judge <input checked="" type="checkbox"/>	

SEARCH WARRANT

STATE OF NORTH
Wake County

SEARCH WARRANT

In the Matter of: John Doe (deceased)In the Matter of: J.

Page 1

Continuation of: Probable Cause:

The affiant has been employed as a full-time assigned to the Wake County Sheriff's Office Intel/C general and specialized training in criminal investigation. My assignments and experience include violence against persons, frauds, drug investigations investigations, and covert and electronic surveillance continue to receive, specialized training through school above mentioned crimes and areas of work as well as witnesses, and informants.

On Tuesday, December 2, 2008 at 9:33pm the Branch Lane pursuant to a request from the Apex Police Responding deputies arrived on the scene and located appeared to be a young, white male contained in a police car at the time if the deceased male found inside the residence. Police Department were able to locate and interview the deceased and also provide additional information in the subsequently confessed to participating in the death of the witness admitted to beating the deceased on his head with a duct tape and disposing of him. The witness utilized medications commonly used for animals to put him to sleep.

Further investigation revealed that the subject has a public website that contains online diaries and journals as well as post messages on other member's accounts.

Further investigation has identified those accounts

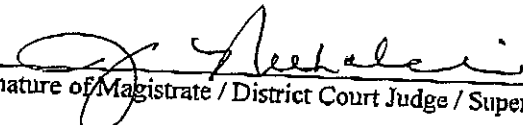
Based upon this affiant's training and experience, I believe the above described items will be found at the residence of the participant in the crime of N.C.G.S. 14-17 Murder.

For these reasons, this affiant respectfully requests:

To Myspace Custodian of Records: Please return the information to Christopher.Jackson@co.wake.nc.us

SWORN AND SUBSCRIBED TO BEFORE ME

DATE 12-3-08


Signature of Magistrate / District Court Judge / Superior Court

Continuation of: Co
N.C.G.S 14-17 Murder

Continuation of: Des
Records concerning the
11899471 consisting of
account sign-up, logs and
messages in the user's i

Continuation of: Desc
Profile URL:
<http://profile.myspace.com>
Friend ID: 31

Profile URL:
<http://profile.myspace.com>
Friend ID: 11899471

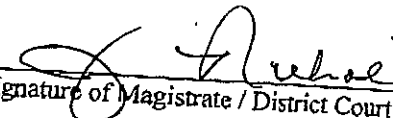
Profile URL:
<http://profile.myspace.com>
Friend ID:

Profile URL:
<http://profile.myspace.com>
Friend ID:

Profile URL:
<http://profile.myspace.com>
Friend ID:

SWORN AND SUBSCRIBED

DATE 12-3-08


Signature of Magistrate / District Court

currently assigned
this unit is primarily
this State Certified
element Training.
1221 Olive Branch
person. Responding
appeared to be a
at the time if the
Apex Police
ify the deceased and
subsequently
rs. The witness
s, suffocating him
to utilize
ne using tarot cards
with the Wake

h green shutters, a
directions to the
el Road, right onto
Street

elephones, digital
animals, syringes,
tarot cards, and
the premises and

in a crime;

urt of Justice
ision

SEARCH WARRANT

**STATE OF NORTH CAROLINA
Wake County**

**In the General Court of Justice
District Court Division**

In the Matter of:

Bristol Blue Street Apex, NC

County Sheriff's Office respectfully request the issuance of this search warrant to corroborate the participant's involvement in murder, as well as collect additional evidence deemed relevant to aid in this investigation. This affidavit is based upon information received from officers with the Apex Police Department and investigators with the Wake County Sheriff's Office whom I deem reliable and credible.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE

Dec. 3, 2008

Donald W. Stephens

Dr. K. Battle

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant



[Home](#)

Wake County Real Estate Data Photographs

[iMaps](#)
[Tax Bills](#)

Real Estate ID 0247923 PIN # 0732915871

[Account Search](#)

**WAKE
COUNTY**
NORTH CAROLINA

Location Address

Property Description

901 BRISTOL BLUE ST LO145 AMHERST SUB PH2 SEC BM1998-1167

[Pin/Parcel History](#) [Search Results](#) [New Search](#)

[Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)



Photograph Date: 3/26/2001



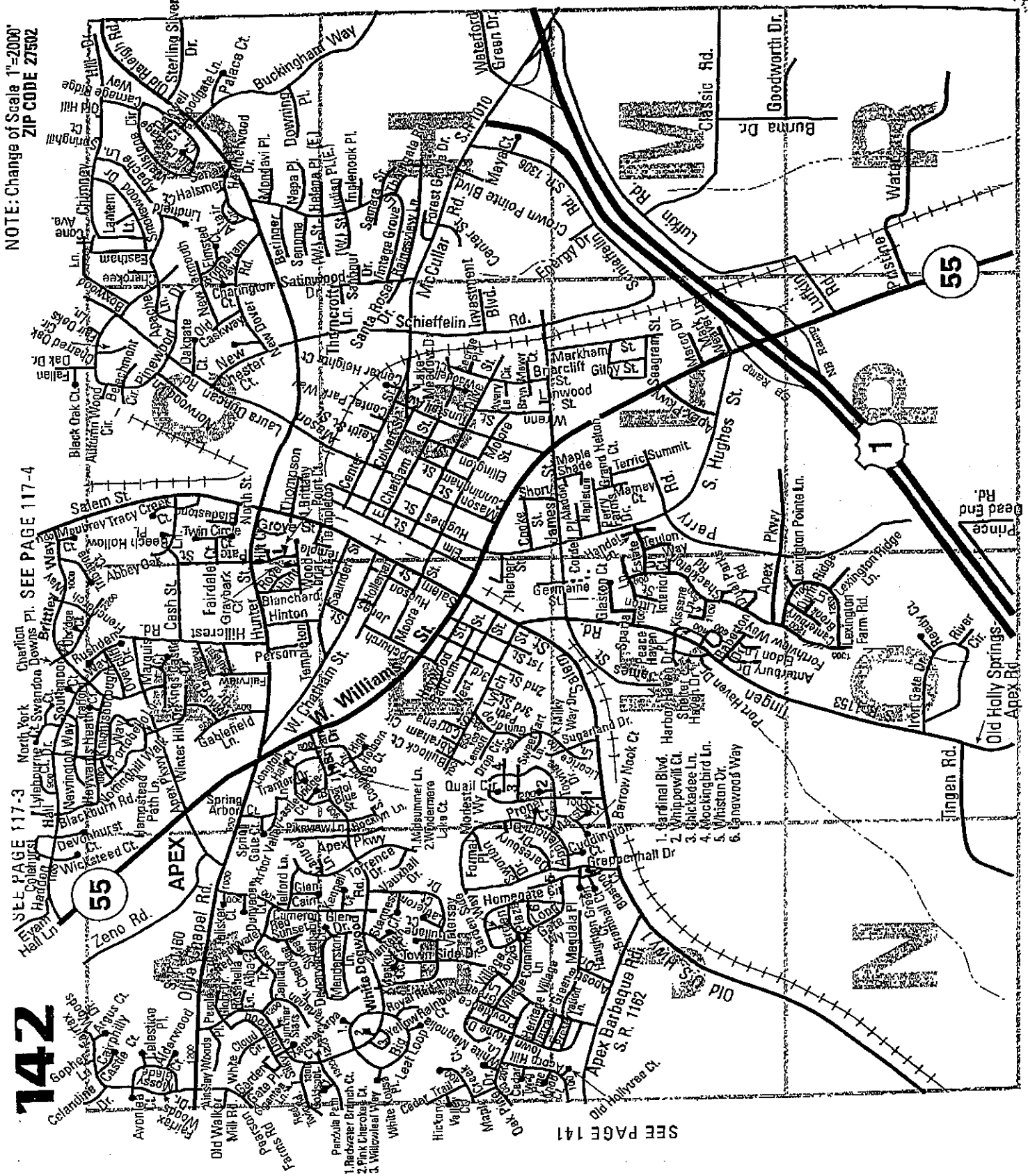
0247923

For questions regarding the information displayed on this site, please contact the Revenue Department at RevHelp@co.wake.nc.us or call 919-856-5400.

NOTE: Change of Scale 1"=2000'
ZIP CODE 27502

SEE PAGE 143 & 153

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SEE PAGE 117-3
SEE PAGE 117-4

142

SEE PAGE 141

SEE PAGE 165

STATE OF NORTH CAROLINA

In the General Court of Justice

☐ District ☒ Superior Court Division

Wake

County

File No.

Film No.

In the Matter of

Name 901 Bristol Blue Street
Apex, N.C.

INVENTORY OF SEIZED PROPERTY

Date of Search

Dec. 3rd, 2008

G.S. 15A-254.-257

I, the undersigned officer, executed a search of:

Person, place or vehicle searched

This search was made pursuant to

☒ a search warrant issued by: Superior Court Judge☐ a consent to search given by:☐ other legal justification for the search:

The following items were seized.

Gateway Computer (Model: GP6-400 / S/N: 0012261778)

Sony Vaio Computer (Model: VGC-RR426 ; S/N: 3003152)

Toshiba Satellite Laptop Computer (Model: M55-S3293 ; S/N: Y516S017K)

Dell XPS Computer (Model: DC02L ; S/N 7QLL4H1)

Apple Computer (Model: A11776 ; S/N YM7342XSYL1)

Misc. Electronic Media

Misc. CD's

Misc Books & Writings

Coleman Emergency Package Wrapping for Emergency Blanket.

Brass Pipe

1) Silver Knife (retractable)

1) Cellular Phone

☐ Check here if separate sheet attached

File No.	File No.
SEARCH WARRANT	
In the Matter of	
2003 Toyota 4-Runner NC 30-day Reg. 16621936 VIN:JTEBT17R330008751	
Date Issued 12-16-08	Time Issued 1024 PM <input checked="" type="checkbox"/> AM <input type="checkbox"/>
Name of Applicant Investigator M.S. Jarema	
Name of Additional Affiant	
Name of Additional Affiant	
RETURN OF SERVICE	
I Certify that this Search WARRANT was received and executed as follows:	
Date Received 12-9-08	Time Received PM <input type="checkbox"/> AM <input checked="" type="checkbox"/>
Date Executed 12-9-08	Date and Time of Return 12:10:08@1502
<input checked="" type="checkbox"/> I made a search of 2003 TOYOTA 4-RUNNER, NC 30 DAY REG 16621936 VIN:JTEBT17R330008751 _____ as commanded.	
<input checked="" type="checkbox"/> I seized the items listed on the attached Inventory <input type="checkbox"/> I did not seize any items. <input type="checkbox"/> This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed	
Signature of Officer Making Return Department or Agency of Officer WAKE CO SHERIFFS OFFICE	

STATE OF NORTH CAROLINA

In the General Court of Justice

WAKE

County

District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

This Search Warrant was returned to me on the date and time shown below

Date	Signature
12-17-08	
Time	Signature
5:47 PM	
<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	

☒ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court
☐ Magistrate ☐ District Ct. Judge ☒ Superior Ct. Judge

74MM

Date
12-17-08
 Signature
Deputy CSC
 Deputy CSC ☒ Asst. CSC ☐ Clerk of Superior Court

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division**

In the Matter of: 2003 Toyota 4-Runner, Bearing NC thirty day registration plate: 16621936, VIN: JTEBT17R330008751

Continuation of: Description of Property to be Seized:

Physical evidence such as documents that show ownership, possession, and/or control over the vehicle, tools, baseball bats, trash bags, plastic bags, cable ties, clothing, tarot cards, paper writings, still photographs, drugs used for humans or animals (prescription, over the counter, or illegal), drug paraphernalia, alcoholic beverage(s) and/or containers, cellular telephones, PDA's (Personal Digital Assistant or other similar devices), computer hardware and/or software, electronic media storage devices; such as CD's, DVD's, floppy disks, or flash drives; and documents showing purchase or ownership of any of the previously stated items. Also to be seized are any hairs, fibers, blood, DNA, other bodily fluids, or other trace evidence that may show a person's presence in the vehicle, as well as any latent print evidence.

Continuation of: Probable Cause:

This affiant swears to the following facts establishing probable cause for the issuance of a Search Warrant. Affiant has been a sworn Law Enforcement Officer for over eleven years and is currently an Investigator for the Wake County Sheriff's Office Person Crimes Unit. Affiant has an Associate's Degree from Wake Tech Community College, 102 credit hours from North Carolina Wesleyan College, and possesses an Advanced Law Enforcement Certification from the State of North Carolina's Sheriff's Education and Training Standards Commission. Through formal training and on-the-job experience, affiant has investigated and participated in the investigations of adults and juveniles, both suspects and victims of crimes. I have received, and continue to receive, specialized training through schools, and seminars related to a variety of crimes. I have completed training in the interview and interrogation of suspects, witnesses and informants. I am also, a certified instructor and specialized Driving Instructor; and I assist with the training of new deputies and teach many blocks of instruction. Affiant has applied for, received, and executed numerous search warrants and assisted in the execution of search warrants.

On the night of Tuesday, December 2nd, 2008 the Wake County Sheriff's Office was requested by the Apex Police Department to assist with locating a missing person. Information gathered by the Apex Police Department led them to believe the missing person being sought may have been at 4221 Olive Branch Lane, New Hill, NC. Upon obtaining consent from the property owner to check the mobile home at that location for the missing person, a deceased white male was found. During further investigation, Investigators developed four suspects that were involved in causing the subject's death. Investigators learned the decedent and the suspects might have been in the vehicle for which this search warrant is being sought. It is believed that implements used in the commission of this murder and/or to conceal the decedent may be located inside the vehicle.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

Page 1 of 1

DATE

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

STATE OF NORTH CAROLINA

File No.

Wake County

In The General Court Of Justice
☐ District ☒ Superior Court Division

IN THE MATTER OF:

Name

2003 Toyota 4-Runner NC 30-dat Reg. 16621936
VIN: JTEBT17R330008751INVENTORY OF ITEMS SEIZED
PURSUANT TO SEARCH

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

2003 Toyota 4-Runner NC 30-day Reg. 16621936 VIN: JTEBT17R330008751

Date Of Search

12/09/2008

This search was made pursuant to

- ☒ 1. a search warrant issued by: _____
- ☐ 2. consent to search given by: _____
- ☐ 3. other legal justification for the search: _____

The following items were seized:

One sealed bag containing a 9-volt battery.
 One sealed bag containing a camera
 One sealed bag containing a black colored hooded sweatshirt
 One sealed bag containing a gray colored pull-over sweater
 One sealed bag containing white plastic trash bag containing gloves
 One sealed bag containing one roll of silver colored duct tape with the name "Hare" written on the inside.
 One sealed bag containing three pairs of gloves
 One sealed bag containing a 9-volt battery
 One sealed bag containing two rolls of duct tape, one roll had the name "Hare" written on the inside.
 One sealed bag containing 1 pair of shoes
 One sealed bag containing a package of large bandages.
 One sealed bag containing one packaged syringe and needle
 One back pack style book bag containing books, notebook, Apex High School ID card and other items with the name Alegra Dahlquist's name
 One sealed bag containing an empty syringe wrapper
 One sealed bag containing cable ties cinched together
 One sealed bag containing receipts from
 One sealed bag containing one box of Tarot cards
 One sealed bag containing cloves
 One sealed bag containing a black plastic trash bag with one pair of boots and a pair of shoes with dried mud inside.
 One sealed bag containing two folded hand written notes
 One sealed bag containing a camouflage shirt with the name "Hare" written on it
 One shovel with a yellow colored handle inside a plastic bag sealed in plastic
 One shovel with a wooden handle sealed in plastic
 One pick with wooden handle sealed in plastic
 One aluminum baseball bat sealed in plastic
 One stun gun sealed in plastic
 One sealed bag containing a large blue zippered bag
 One sealed bag containing plastic bag with two black colored shirts and a receipt
 One sealed bag containing two knit hats
 One sealed bag containing an empty syringe wrapper
 One sealed bag containing two knives wrapped in black electrical tape, one AA battery, one cable tie, one hair clip, one empty drink container, and a tissue
 One sealed bag containing sales receipts
 One sealed bag containing three stacked Styrofoam cups
 One sealed bag containing two RBC tickets and a handwritten note
 One sealed bag containing an RBC parking pass
 One sealed bag containing loose change

(Over)

AOC-CR-206, Rev. 5/98

Original - File Copy - Person Whose Property Seized

© 1998 Administrative Office of the Courts

STATE OF NORTH CAROLINA**Wake County**In The General Court Of Justice
☐ District ☒ Superior Court Division**IN THE MATTER OF:**

Name

2003 Toyota 4-Runner NC 30-dat Reg. 16621936
VIN: JTEBT17R330008751**INVENTORY OF ITEMS SEIZED
PURSUANT TO SEARCH**

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

2003 Toyota 4-Runner NC 30-day Reg. 16621936 VIN: JTEBT17R330008751

Date Of Search

12/09/2008

This search was made pursuant to

- ☒ 1. a search warrant issued by: _____
- ☐ 2. consent to search given by: _____
- ☐ 3. other legal justification for the search: _____

The following items were seized:

One sealed bag containing a 9-volt battery.
 One sealed bag containing a camera
 One sealed bag containing a black colored hooded sweatshirt
 One sealed bag containing a gray colored pull-over sweater
 One sealed bag containing white plastic trash bag containing gloves
 One sealed bag containing one roll of silver colored duct tape with the name "Hare" written on the inside.
 One sealed bag containing three pairs of gloves
 One sealed bag containing a 9-volt battery
 One sealed bag containing two rolls of duct tape, one roll had the name "Hare" written on the inside.
 One sealed bag containing 1 pair of shoes
 One sealed bag containing a package of large bandages.
 One sealed bag containing one packaged syringe and needle
 One back pack style book bag containing books, notebook, Apex High School ID card and other items with the name Alegra Dahlquist's name
 One sealed bag containing an empty syringe wrapper
 One sealed bag containing cable ties cinched together
 One sealed bag containing receipts from
 One sealed bag containing one box of Tarot cards
 One sealed bag containing gloves
 One sealed bag containing a black plastic trash bag with one pair of boots and a pair of shoes with dried mud inside.
 One sealed bag containing two folded hand written notes
 One sealed bag containing a camouflage shirt with the name "Hare" written on it
 One shovel with a yellow colored handle inside a plastic bag sealed in plastic
 One shovel with a wooden handle sealed in plastic
 One pick with wooden handle sealed in plastic
 One aluminum baseball bat sealed in plastic
 One stun gun sealed in plastic
 One sealed bag containing a large blue zippered bag
 One sealed bag containing plastic bag with two black colored shirts and a receipt
 One sealed bag containing two knit hats
 One sealed bag containing an empty syringe wrapper
 One sealed bag containing two knives wrapped in black electrical tape, one AA battery, one cable tie, one hair clip, one empty drink container, and a tissue
 One sealed bag containing sales receipts
 One sealed bag containing three stacked Styrofoam cups
 One sealed bag containing two RBC tickets and a handwritten note
 One sealed bag containing an RBC parking pass
 One sealed bag containing loose papers

(Over)

AOC-CR-206, Rev. 5/98

Original - File Copy - Person Whose Property Seized

© 1998 Administrative Office of the Courts

Items Seized Continued:

One bag of assorted business cards
 Three CD cases containing various CDs
 One bag containing all contents from glovebox
 One bag containing various items from passenger area
 One personal check
 One bag containing various items from the center consol rings, loose coins, toy dog, Etc.
 One bag Sun glasses, Apcx HS parking pass
 One bag containing stuffed animal, apron, hair clip, remote, velcro pouch, library card
 One bag containing assorted keys, business contract
 One bag containing various food products, paper towels and a book

☐ 1. I left a copy of this inventory with the person named below, who is:

- ☐ a. the owner of the premises searched.
☐ b. the owner of the vehicle searched.
☐ c. the person in apparent control of the premises searched.
☐ d. the person in apparent control of the vehicle searched.
☐ e. the person from whom the items were taken.

☐ 2. As no person was present, I left a copy of this inventory:

- ☐ a. in the premises searched, identified on the reverse.
☐ b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME

Date

Signature



Deputy CSC



Assistant CSC



Clerk Of Superior Court



Magistrate

Signature Of Law Enforcement Officer

Title Of Law Enforcement Officer

Name And Address Of Agency

ACKNOWLEDGMENT OF RECEIPT

I, the undersigned, received a copy of this inventory.

Date

Signature of Person Receiving Inventory

File No.

SEARCH WARRANT

IN THE MATTER OF

Electronic Devices and Media from
100 Walnut Hill Ct

Apex, NC 27502

Date Issued 12-9-08 Time Issued 4:15 ☐ AM ☒ PM

Name of Applicant

Investigator J. Yoakum

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received

12-9-08

Time Received

1615 ☐ AM ☒ PM

Date Executed

12-10-08

Time Executed

1023 ☒ AM ☐ PM

Date

12-9-08

Signature

[Signature]☐ Deputy CSC☐ Magistrate☐ Assistant CSC☐ District Ct. Judge☒ CSC☐ Superior Ct. Judge☒ I made a search of the listed devices. The inventory of seized property form will be completed when the items are received by the Wake County Sheriff's Office.

as commanded.

☐ I seized the items listed on the attached inventory☐ I did not seize any items.☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.Signature of Officer [Signature]Department or Agency of Officer Wake County Sheriff's Office Incident Number 01-08-124966AOC-CR-119, Rev. 9/02
© 2002 Administrative Office of the Courts

STATE OF NORTH CAROLINA

In the General Court of Justice

Wake County

District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant: I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

This Search Warrant was returned to me on the date and time shown below.

Date

12-17-08

Time

5:46☐ AM ☒ PM

Signature

[Signature]☐ Deputy CSC☒ Assistant CSC☐ Clerk of Superior Court

(Over)

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of: Electronic Devices and Media from 100 Walnut Hill Ct, Apex, NC 27502***Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;***

Murder G.S. 14-17

Conspiracy to Commit Murder G.S. 14-17

Continuation of: Description of Property to be Seized;

Digital records of any type that may contain text, images, or video of content that may tend to identify the participants in the above crimes, the methods used, or research into how to commit the above crimes or any aspect of carrying out or concealing the above crimes, or any situations that may contribute to motive to commit the above crimes.

Including stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

Digital records that may tend to identify the user of the computer and others involved in the plot to commit murder or harm another person.

Continuation of: Items to be searched:

Three computers, three game systems, 25 CD or DVD discs, as follows:

Dell computer, serial number: 7V8B5

Toshiba laptop computer, serial number: 2856234B-3, model number: PR1251U XCD

HP Pavilion a1710n computer, serial number: CNH7030HSM, model number: A1710N

Xbox game console, black in color, serial number: 134105751606

Xbox 360 game console, white in color, serial number: 320455263306

Xbox 360 game console, white in color, serial number: 066886173607

25 recordable CD and DVD ROM discs, some labeled and some not

These items were seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These devices are currently in the custody of Wake County Sheriff's Office evidence control.

Continuation of: Probable Cause:

1 - This affiant is an Investigator for the Wake County Sheriff's Office. I have been employed with the Wake County Sheriff's Office since April of 2003. I was employed with the Crabtree Special Police Department for about three and a half years prior to my current employment. I am currently assigned to the Criminal Investigation Division and I have investigated and participated in investigations of adults and juveniles, both as suspects and victims of crime. I have investigated a wide variety of criminal activity including but not limited to property crimes, drug activity, violent and non-violent person crimes, and sexual crimes. I have worked as a patrol officer, an investigator, and a patrol sergeant during my above listed experience. During that time I had

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

Dec 9, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of: Electronic Devices and Media from 100 Walnut Hill Ct, Apex, NC 27502

the opportunity to participate in numerous investigations and executions of search warrants for criminal activity. I have received, and continue to receive, specialized training through schools and seminars on the above-mentioned crimes and areas of work as well as training in the interview and interrogation of suspects, witnesses, and informants. During my law enforcement career, I have attended in excess of 1000 hours of in-service and specialized training in the above-mentioned areas of law enforcement including drug identification, detection of narcotics, tactical situations, fraud investigations, forensic entomology relating to death investigations, death investigations and covert law enforcement operations. I am familiar with the practices of individuals involved in the illegal use, sale, transportation and distribution of narcotics as well as methods of committing fraud and various property, violent and sexual crimes. I make this affidavit based on my personal knowledge together with information that I have received from other persons this affiant believes to be credible.

2 - On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. The witness resides at 601 Walcott Way.

3 - The above reference device(s) were previously seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These device(s) are currently in the custody of Wake County Sheriff's Office evidence control.

4 - Affiant expects that digital evidence further demonstrating the extent of this criminal activity will be located in the above listed device(s). File formats expected are yet unknown and could be of a broad range of formats and possibly proprietary formats. Affiant requests authorization to search through any sorts of files that may be reasonably determined to possibly contain stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

5 - Affiant anticipates additional search warrants to be drawn for the search of other computers and devices seized in the December 3rd search warrants of co-conspirators as well as physical locations where additional evidence may be found.

A Search Warrant is needed to investigate the alleged crimes: Murder and Conspiracy to Commit Murder.

SWORN AND SUBSCRIBED TO BEFORE ME

DATE

Dec. 9, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of: Electronic Devices and Media from 100 Walnut Hill Ct, Apex, NC 27502

Based upon this affiant's training and experience, it is believed that preceding facts establish probable cause to believe the above-described item(s) obtained from 100 Walnut Hill Ct, Apex, NC 27502 will aid in identifying participants in the above reference crimes.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 3

DATE

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

File No.

SEARCH WARRANT

IN THE MATTER OF

Electronic Devices and Media from

107 Woolard Way

Apex, NC 27502

Date Issued 12-9-08 Time Issued 4:15 PM

Name of Applicant

Investigator J. Yoakum

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received 12-9-08 Time Received 1615 AM PM

Date Executed 12-10-08 Time Executed 1023 AM PM

I made a search of the listed devices. The inventory of seized property from will be completed when the items are received by the Wake County Sheriff's Office.

as commanded.

I seized the items listed on the attached inventory

I did not seize any items.

This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Signature of Officer Making Return

Department or Agency of Officer Wake County Sheriff's Office Incident Number 01-08-124966

AOC-CR-119, Rev. 9/02
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STATE OF NORTH CAROLINA

In the General Court of Justice

Wake County

District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date 12-9-08 Signature [Signature] Deputy CSC Assistant CSC CSC District Ct. Judge Superior Ct. Judge

This Search Warrant was returned to me on the date and time shown below.

Date 12-17-08 Time 5:27 AM PM Signature [Signature] Deputy CSC Assistant CSC Clerk of Superior Court

(Over)

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of: Electronic Devices and Media from 107 Woolard Way, Apex, NC 27502*****Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;***

Murder G.S. 14-17

Conspiracy to Commit Murder G.S. 14-17

Continuation of: Description of Property to be Seized;

Digital records of any type that may contain text, images, or video of content that may tend to identify the participants in the above crimes, the methods used, or research into how to commit the above crimes or any aspect of carrying out or concealing the above crimes, or any situations that may contribute to motive to commit the above crimes.

Including stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

Digital records that may tend to identify the user of the computer and others involved in the plot to commit murder or harm another person.

Continuation of: Items to be searched:

One computer, as follows:

E Machine computer, serial number: RN1009444703-0053, model number: T5086, including any internal disk drives, media cards or any other contained storage device.

These items were seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These devices are currently in the custody of Wake County Sheriff's Office evidence control.

Continuation of: Probable Cause;

1 - This affiant is an Investigator for the Wake County Sheriff's Office. I have been employed with the Wake County Sheriff's Office since April of 2003. I was employed with the Crabtree Special Police Department for about three and a half years prior to my current employment. I am currently assigned to the Criminal Investigation Division and I have investigated and participated in investigations of adults and juveniles, both as suspects and victims of crime. I have investigated a wide variety of criminal activity including but not limited to property crimes, drug activity, violent and non-violent person crimes, and sexual crimes. I have worked as a patrol officer, an investigator, and a patrol sergeant during my above listed experience. During that time I had the opportunity to participate in numerous investigations and executions of search warrants for criminal activity. I have received, and continue to receive, specialized training through schools and seminars on the above-mentioned crimes and areas of work as well as training in the interview and interrogation of suspects, witnesses, and informants. During my law enforcement career, I have attended in excess of 1000 hours of in-service and specialized training in the above-mentioned areas of law enforcement including drug identification.

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE

Dec 9, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake CountyIn the General Court of Justice
District Court DivisionIn the Matter of: Electronic Devices and Media from 107 Woolard Way, Apex, NC 27502

detection of narcotics, tactical situations, fraud investigations, forensic entomology relating to death investigations, death investigations and covert law enforcement operations. I am familiar with the practices of individuals involved in the illegal use, sale, transportation and distribution of narcotics as well as methods of committing fraud and various property, violent and sexual crimes. I make this affidavit based on my personal knowledge together with information that I have received from other persons this affiant believes to be credible.

2 - On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. The witness resides at 601 Walcott Way.

3 - The above reference device(s) were previously seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These device(s) are currently in the custody of Wake County Sheriff's Office evidence control.

4 - Affiant expects that digital evidence further demonstrating the extent of this criminal activity will be located in the above listed device(s). File formats expected are yet unknown and could be of a broad range of formats and possibly proprietary formats. Affiant requests authorization to search through any sorts of files that may be reasonably determined to possibly contain stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

5 - Affiant anticipates additional search warrants to be drawn for the search of other computers and devices seized in the December 3rd search warrants of co-conspirators as well as physical locations where additional evidence may be found.

A Search Warrant is needed to investigate the alleged crimes: Murder and Conspiracy to Commit Murder.

Based upon this affiant's training and experience, it is believed that preceding facts establish probable cause to believe the above-described item(s) obtained from 107 Woolard Way, Apex, NC 27502 will aid in identifying participants in the above reference crimes.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE

Dec. 9, 2008

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

Film No.

File No.

SEARCH WARRANT

In the Matter of

100 Walnut Hill Court Apex NC

Date Issued

Time Issued

Dec. 3 2008

3:00 PM ☐ AM ☒

Name of Applicant

Investigator K Battle, Wake Co Sheriff's Office

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I Certify that this Search WARRANT was received and executed as follows:

Date Received

Time Received

Dec 3 2008

PM ☐ AM ☐

Date Executed

Date and Time of Return

Dec 3

1:04 PM 4:44 PM

☐ I made a search of _____

as commanded.

☒ I seized the items listed on the attached inventory☐ I did not seize any items.☐ This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed

Signature of Officer Making Return

Department or Agency of Officer

STATE OF NORTH CAROLINA

In the General Court of Justice

WAKE

County

District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

This Search Warrant was returned to me on the date and time shown below

Date

Time

12-17-08

5:31 PM ☐ AM ☒

Signature

Judge D. R. R. R.

☐ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court

Date

Signature

Dec. 3 2008

☐ Deputy CSC ☐ Asst. CSC ☐ Clerk of Superior Court☐ Magistrate ☐ District Ct. Judge ☒ Superior Ct. Judge

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of:*****100 Walnut Hill Court Apex, NC******Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;
N.C.G.S. 14-17 Murder******Continuation of: Description of Property to be Seized;***

Computer hardware, software, electronic media, CDs, DVDs, video tapes, diskettes, cellular telephones, digital cameras, video cameras, any weapons, medications/drugs including those commonly used for animals, syringes, needles, duct tape, shovels, hammers and related tools, zip ties, cable ties, trash bags, clothing, tarot cards, receipts, papers and documentation which aid in identifying persons apparently in control of the premises and any other items determined to be possibly used in the commission of murder.

Continuation of: Description of Premises and Curtilage to be Searched;

100 Walnut Hill Court is a gray-sided two-story house with dark blue in color shutters and front door. The numbers 100 are affixed to the residence. There is a 2 door attached garage. Directions: From Raleigh take US 64 Hwy westbound, turn left onto Kelly Road, turn right onto Olive Chapel Road, turn left onto Piney Woods Lane, turn left onto Grassy Point, left onto Walnut Hill Court. 100 Walnut Hill Court

Continuation of: Probable Cause;

The affiant has been employed with the Wake County Sheriff's Office for 11 ½ years. I am currently assigned to the Wake County Sheriff's Office Criminal Investigation Division Person Crimes Unit. This unit is primarily responsible for investigating all death investigations, particularly murder. I am a North Carolina State Certified Criminal Justice instructor and have also obtained my Advanced Certification in Law Enforcement Training.

On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. One of the co-conspirators who confessed also identified a subject who resides at 100 Walnut Hill Court as having participated in the crimes as well. Investigators with the Wake County Sheriff's

SWORN AND SUBSCRIBED TO BEFORE ME**page 1****DATE***Dec. 3, 2008*

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

**STATE OF NORTH CAROLINA
Wake County**

**In the General Court of Justice
District Court Division**

In the Matter of:

100 Walnut Hill Court Apex, NC

Office respectfully request the issuance of this search warrant to corroborate the participant's involvement in murder, as well as collect additional evidence deemed relevant to aid in this investigation. This affidavit is based upon information received from officers with the Apex Police Department and investigators with the Wake County Sheriff's Office whom I deem reliable and credible.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE Dec. 3, 2008

Donald W. Stephens
Signature of Magistrate / District Court Judge (Superior Court Judge)

Dw. K. Battle
Signature of Applicant

STATE OF NORTH CAROLINA

In the General Court of Justice

☐ District ☐ Superior Court Division

WAKE

County

File No.

Film No.

In the Matter of

Name

100 Walnut Hill Court.
Apex N.C.

INVENTORY OF SEIZED PROPERTY

Date of Search

3 Dec 2008

G.S. 15A-254,-257

I, the undersigned officer, executed a search of:

100 Walnut Hill Court.

Person, place or vehicle searched

This search was made pursuant to

- ☒ a search warrant issued by:
- ☐ a consent to search given by:
- ☐ other legal justification for the search:

The following items were seized.

DELL CPU UNIT Serial # 70885 MULL # MMS

TOSHIBA LAP TOP COMPUTER SERIAL # 2856234B MODEL: PR1210

31-CABLE TIES, SLEDGE HAMMER W/ BLACK HANDLE, 2 PAIR PANTS.

^{TOSHIBA} FLOPPY DISK DRIVE SERIAL # 77174275 MODEL: PA2611U, ^{PAPER} WRITINGS.

INBOX SERIAL # 134105751606, Sony Ericsson CELL PHONE,

KALLMAN 35mm, 28-CD/DVD-R DISK,

+ ^{LWD} 360 SERIAL # 320455263306 // 066886173607

HP CPU UNIT SERIAL # CNH7030HSM MODEL # A1710N

SEARCH WARRANT

IN THE MATTER OF

4221 Olive Branch Ln, New Hill, NC 27562

Date Issued

Time Issued

Dec. 4 2008

12:45 ☐ AM ☒ PM

Name Of Applicant

Investigator R.K. Whitlow

Name Of Additional Affiant

Name Of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received

Time Received

12.4.08

2:30 ☐ AM ☐ PM

Date Executed

Time Executed

12.4.08

3:19 ☐ AM ☐ PM☒ I made a search of 4221 OLIVE

BRANCH LN. AND CURTILAGE

WHITE FORD F-150 NC/APRTUDE

WHITE TRAILER NC/1BM55199

as commanded.

☒ I seized the items listed on the attached inventory.☐ I did not seize any items.☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not-executed.

Signature Of Officer Making Return

Department & Agency Of Officer

Wake County Sheriff's Office

Incident Number

08-124966

STATE OF NORTH CAROLINA

Wake

County

In The General Court Of Justice
District/Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date

Signature

Dec. 4, 2008

A. Donald S. Thomas

☐ Deputy CSC☐ Assistant CSC☐ CSC☐ Magistrate☐ District Ct. Judge☒ Superior Ct. Judge

This Search Warrant was returned to me on the date and time shown below.

Date

Time

Date

Time

☐ AM ☐ PM

Signature

Signature

☐ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of:** 4221 Olive Branch Ln, New Hill, NC 27562**Continuation of: Description of Property to be Seized:**

Physical evidence such as documents that show ownership, possession, and/or control over the property and/or vehicle, tools, baseball bats, trash bags, plastic bags, cable ties, clothing, tarot cards, paper writings, identifications, still photographs, drugs/medicines used for humans or animals (prescription, over the counter, or illegal), drug paraphernalia, alcoholic beverage(s) and/or containers, cellular telephones, PDA's (Personal Digital Assistant or other similar devices), computer hardware and/or software, electronic media storage devices; such as CD's, DVD's, floppy disks, or flash drives; and documents showing purchase or ownership of any of the previously stated items, weapons, footwear impressions, and tire impressions. Hairs, fibers, blood, blood spatters/patterns, DNA, other bodily fluids, and other trace evidence that may show a person's presence in the vehicle, as well as any latent print evidence, and all evidence that may relate to the suspected homicide or any other crime,

Continuation of: Description of Premises and Curtilage to be searched:

The residence of 4221 Olive Branch Ln. New Hill NC 27562. Is a yellow colored doublewide trailer home with an entry door in front and is currently an unoccupied residence. This residence is 30 years old and has not been maintained for some time. Also to be searched are two outbuildings/barns located on the property. One outbuilding/barn is an older somewhat dilapidated structure located just behind and to the left of the primary residence. The other outbuilding/barn is a newer structure than the first and is located further back on the lot and slightly to the left of the primary residence.

Directions to premises and Curtilage to be searched: From Raleigh take US 64 Hwy westbound, take exit 89 and turn right onto New Hill Holleman Rd, turn left onto Old US 1 Hwy, turn right onto Olive Branch Ln. 4221 Olive Branch Ln will be ahead on the right.

Continuation of: Probable Cause:

I, Investigator R.K. Whitlow, earned my Bachelor of Arts Degree in Criminal Justice with a minor in Sociology at the University of North Carolina at Wilmington in May of 1995, completed the North Carolina Basic Law Enforcement Training certification program at Cape Fear Community College in Wilmington, NC and have been duly sworn as a North Carolina Law Enforcement Officer since December of 1995 where my career began with the University Police at North Carolina State University, until I was hired as a Wake County Sheriff's Deputy in August of 1997. During the course of my career in law enforcement I have investigated numerous misdemeanor and felony incidents of all varieties including assaults, suicides, and murders. I have attended special classes and in-service trainings that have included courses designed for the investigation of such incidents. I am currently serving the Wake County Sheriff's Office as a member of the Criminal Investigations Division, Person Crimes Unit.

On the night of Tuesday, December 2nd, 2008 the Wake County Sheriff's Office was requested by the Apex Police Department to assist with locating a missing person. Information gathered by the Apex Police Department led them to believe the missing person being sought may have been at 4221 Olive Branch Ln, New

SWORN AND SUBSCRIBED TO BEFORE ME**Page 1 of 2****DATE** Dec. 4, 2008

[Signature]
Signature of Magistrate / District Court Judge / Superior Court Judge

[Signature]
Signature of Applicant

SEARCH WARRANT**STATE OF NORTH CAROLINA
Wake County****In the General Court of Justice
District Court Division****In the Matter of: 4221 Olive Branch Ln, New Hill, NC 27562**

Hill, NC. Wake County Sheriff's Investigators responded to assist the Apex Police Department and upon obtained consent from the property owner to check the mobile home at that location for the missing person. While checking for the missing person, a deceased white male was found lying on a bathroom floor. The source that had provided the information to the Apex Police Department confessed to his involvement in causing the subject's death and also implicated three others. Of those additional three, two more confessed to their involvement in the subjects death. All three of those who confessed implicated the fourth as being directly involved in causing the subject's death as well.

Based upon statements provided by the suspects and evidence recovered at the primary residence at 4221 Olive Branch Ln. it is believed the evidence being sought may be present in the outbuildings/barns and vehicle parked at this location.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME**Page 2 of 2****DATE** Dec 4, 2008

[Signature]
Signature of Magistrate / District Court Judge / Superior Court Judge

[Signature]
Signature of Applicant

Items Seized Continued:

- ☐ 1. I left a copy of this inventory with the person named below, who is:
- ☐ a. the owner of the premises searched.
 - ☐ b. the owner of the vehicle searched.
 - ☐ c. the person in apparent control of the premises searched.
 - ☐ d. the person in apparent control of the vehicle searched.
 - ☐ e. the person from whom the items were taken.
- ☐ 2. As no person was present, I left a copy of this inventory:
- ☐ a. in the premises searched, identified on the reverse.
 - ☐ b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME

Date

Signature

☐ Deputy CSC
☐ Clerk Of Superior Court

☐ Assistant CSC
☐ Magistrate

Signature Of Law Enforcement Officer

Title Of Law Enforcement Officer

Name And Address Of Agency

WCSD

Raleigh, NC

ACKNOWLEDGMENT OF RECEIPT

I, the undersigned, received a copy of this inventory.

Date

Signature of Person Receiving Inventory

STATE OF NORTH CAROLINA

File No.

Wake County

In The General Court Of Justice
☐ District ☐ Superior Court Division

IN THE MATTER OF:

Name

4221 Olive Branch Ln, New Hill, NC 27562

INVENTORY OF ITEMS SEIZED PURSUANT TO SEARCH

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

Date Of Search

This search was made pursuant to

- ☒ 1. a search warrant issued by: Superior Court Judge Donald W. Stephens
- ☐ 2. consent to search given by: _____
- ☐ 3. other legal justification for the search: _____

The following items were seized:

1. one sealed bag containing cable ties
2. One sealed bag containing two dark colored plastic trash bags
3. one sealed bag containing a torn t-shirt.
4. one sealed bag containing a clear plastic bag.
5. One sealed bag containing a large pillow, clothing, and other item covering decedent.
6. One sealed bag containing a portion of a string.
7. One sealed bag containing a black plastic trash bag.
8. One sealed bag containing burned incense and ashes
9. one bag containing incense
10. One sealed bag containing a box of trash bags
11. One sealed bag containing a box of trash bags
12. one sealed bag containing a box of Tarot cards

(Over)

Film No.	File No.	
SEARCH WARRANT		
In the Matter of		
107 Woolard Way Apex, NC		
Date Issued <u>Dec. 3, 2008</u>	Time Issued 3:00 PM <input checked="" type="checkbox"/> AM <input type="checkbox"/>	
Name of Applicant Investigator K Battle, Wake Co Sheriff's Office		
Name of Additional Affiant		
Name of Additional Affiant		
RETURN OF SERVICE		
I Certify that this Search WARRANT was received and executed as follows:		
Date Received <u>12/3/08</u>	Time Received PM <u>3:30</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/>	
Date Executed	Date and Time of Return	
<input checked="" type="checkbox"/> I made a search of <u>Property located at 107 Woolard Way Apex NC</u> _____ _____ _____ as commanded.		
<input checked="" type="checkbox"/> I seized the items listed on the attached inventory <input type="checkbox"/> I did not seize any items. <input type="checkbox"/> This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed		
Signature of Officer Making Return <u>[Signature]</u> Department or Agency of Officer		

STATE OF NORTH CAROLINA WAKE County	In the General Court of Justice District Court Division
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To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

This Search Warrant was returned to me on the date and time shown below Date <u>12-17-08</u> Time <u>5:36</u> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Signature <u>[Signature]</u> <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court <input type="checkbox"/> Deputy CSC <input checked="" type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk of Superior Court
---	--

In the Matter of:

107 Woolard Way Apex, NC

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;
N.C.G.S. 14-17 Murder

Continuation of: Description of Property to be Seized;

Continuation of: Description of Property to be Seized:
Computer hardware, software, electronic media, CDs, DVDs, video tapes, diskettes, cellular telephones, digital cameras, video cameras, any weapons, medications/drugs including those commonly used for animals, syringes, needles, duct tape, shovels, hammers and related tools, zip ties, cable ties, trash bags, clothing, tarot cards, receipts, papers and documentation which aid in identifying persons apparently in control of the premises and any other items determined to be possibly used in the commission of murder.

Continuation of: Description of Premises and Curtilage to be Searched;

107 Woolard Way Apex NC. The residence is a two-story beige in color, partially brick, residence with green shutters and an attached two-car garage. The numbers 107 are affixed to a black and white mailbox in front. Directions: From Raleigh take Hwy 64 westbound. Left onto Kelly Road. Right onto Olive Chapel Road. Left onto Piney Woods Lane. Right onto Kinship Lane. Right onto New Timber Path. Left onto Woolard Way. 107 Woolard Way.

Continuation of: Probable Cause;

The affiant has been employed with the Wake County Sheriff's Office for 11 ½ years. I am currently assigned to the Wake County Sheriff's Office Criminal Investigation Division Person Crimes Unit. This unit is primarily responsible for investigating all death investigations, particularly murder. I am a North Carolina State Certified Criminal Justice instructor and have also obtained my Advanced Certification in Law Enforcement Training.

On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. One of the co-conspirators who confessed also identified a subject who resides at 107 Woolard Way as having participated in the crimes as well. Investigators with the Wake County Sheriff's

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

page 1

DATE _____

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake County

In the General Court of Justice
District Court Division

In the Matter of:

107 Woolard Way Apex, NC

Office respectfully request the issuance of this search warrant to corroborate the participant's involvement in murder, as well as collect additional evidence deemed relevant to aid in this investigation. This affidavit is based upon information received from officers with the Apex Police Department and investigators with the Wake County Sheriff's Office whom I deem reliable and credible.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE Dec. 3, 2008

Donald W. Stephens

Signature of Magistrate / District Court Judge / Superior Court Judge

Dw. K Battle

Signature of Applicant



STATE OF NORTH CAROLINA

In the General Court of Justice

☐ District ☒ Superior Court Division

WAKE

County

File No.

Film No.

In the Matter of

Name

107 Woodland Way Apex, NC

INVENTORY OF SEIZED PROPERTY

Date of Search

Dec 3 2008

G.S. 15A-254,-257

I, the undersigned officer, executed a search of:

Person, place or vehicle searched

Residence @ 107 Woodland Way, Apex, NC

This search was made pursuant to

☒ a search warrant issued by: Judge David Stephens☐ a consent to search given by:☐ other legal justification for the search:

The following items were seized.

1. E-machines computer, Model T5086
SERIAL # RN 1009444703-0053
2. SPARE SHOULDER
3. PICK AXES

☐ Check here if separate sheet attached

File No.

SEARCH WARRANT

IN THE MATTER OF

Electronic Devices and Media from

901 Bristol Blue St

Apex, NC 27502

Date Issued

12-9-08

Time Issued

4:15

☐ AM ☒ PM

Name of Applicant

Investigator J. Yoakum

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received

12-9-08

Time Received

1615

☐ AM ☒ PM

Date Executed

12-10-08

Time Executed

1023

☒ AM ☐ PM

☒ I made a search of the listed devices. The inventory of seized property form will be completed when the items are received by the Wake County Sheriff's Office.

as commanded.

☐ I seized the items listed on the attached inventory

☐ I did not seize any items.

☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Signature of Officer Making Return

Department or Agency of Officer

Incident Number

01-08-124066

Date

12-17-08

Time

5:29

☐ AM ☒ PM

Signature

Signature of Officer

☐ Deputy CSC ☒ Assistant CSC☐ Clerk of Superior Court

STATE OF NORTH CAROLINA

In the General Court of Justice

Wake County

District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant: I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date 12-9-08 Signature [Signature] Deputy CSC ☐ Assistant CSC ☐ CSC ☐ District Ct. Judge ☐ Superior Ct. Judge

In the Matter of: Electronic Devices and Media from 901 Bristol Blue St, Apex, NC 27502

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;

Murder G.S. 14-17

Conspiracy to Commit Murder G.S. 14-17

Continuation of: Description of Property to be Seized;

Digital records of any type that may contain text, images, or video of content that may tend to identify the participants in the above crimes, the methods used, or research into how to commit the above crimes or any aspect of carrying out or concealing the above crimes, or any situations that may contribute to motive to commit the above crimes.

Including stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

Digital records that may tend to identify the user of the computer and others involved in the plot to commit murder or harm another person.

Continuation of: Items to be searched:

Five computers, two USB drives, and CD and DVD ROM discs, as follows:

Gateway computer, model number: GP6-400, serial number: 0012261778

Sony Viao computer, model number: VGC-RB426, serial number: 3003152

Toshiba Satellite laptop computer, model number: M55-53293, serial number: Y5165017K

Dell XPS 420 computer, model number: DC01L, serial number: 7QLL4H1

Apple computer, model number: A11776, serial number: YM7342XSYL1

USB drive, labeled Solvay Pharmaceuticals, blue in color

USB drive, labeled Remicade Infliximab, blue and silver in color

60 Recordable CD ROM and DVD ROM discs, some labeled and some not

These items were seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These devices are currently in the custody of Wake County Sheriff's Office evidence control.

Continuation of: Probable Cause;

1 - This affiant is an Investigator for the Wake County Sheriff's Office. I have been employed with the Wake County Sheriff's Office since April of 2003. I was employed with the Crabtree Special Police Department for about three and a half years prior to my current employment. I am currently assigned to the Criminal Investigation Division and I have investigated and participated in investigations of adults and juveniles, both as suspects and victims of crime. I have investigated a wide variety of criminal activity including but not limited to property crimes, drug activity, violent and non-violent person crimes, and sexual crimes. I have worked as a

SWORN AND SUBSCRIBED TO BEFORE ME

page 1

DATE _____

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

In the Matter of: Electronic Devices and Media from 901 Bristol Blue St, Apex, NC 27502

patrol officer, an investigator, and a patrol sergeant during my above listed experience. During that time I had the opportunity to participate in numerous investigations and executions of search warrants for criminal activity. I have received, and continue to receive, specialized training through schools and seminars on the above-mentioned crimes and areas of work as well as training in the interview and interrogation of suspects, witnesses, and informants. During my law enforcement career, I have attended in excess of 1000 hours of in-service and specialized training in the above-mentioned areas of law enforcement including drug identification, detection of narcotics, tactical situations, fraud investigations, forensic entomology relating to death investigations, death investigations and covert law enforcement operations. I am familiar with the practices of individuals involved in the illegal use, sale, transportation and distribution of narcotics as well as methods of committing fraud and various property, violent and sexual crimes. I make this affidavit based on my personal knowledge together with information that I have received from other persons this affiant believes to be credible.

2 – On Tuesday, December 2, 2008 at 9:33pm the Wake County Sheriff's Office responded to 4221 Olive Branch Lane pursuant to a request from the Apex Police Department to attempt locating a missing person. Responding deputies arrived on the scene and located a deceased male inside the residence. The deceased appeared to be a young, white male contained in a plastic bag with duct tape over his mouth. It was unknown at the time if the deceased male found inside the residence was in fact the missing person. Officers from the Apex Police Department were able to locate and interview several people whom they believe could identify the deceased and also provide additional information in this case. One person who Apex Police interviewed subsequently confessed to participating in the death of the deceased, along with three other co-conspirators. The witness admitted to beating the deceased on his head with a hammer, tying the deceased with zip ties, suffocating him with duct tape and disposing of him in a plastic bag. The witness also stated they attempted to utilize medications commonly used for animals to plan the murder and read the deceased his fortune using tarot cards just prior to his death. The witness resides at 601 Walcott Way.

3 – The above reference device(s) were previously seized on 12-03-2008 during the course of service of a search warrant issued by Superior Court Judge Donald Stephens on 12-03-2008. These device(s) are currently in the custody of Wake County Sheriff's Office evidence control.

4 - Affiant expects that digital evidence further demonstrating the extent of this criminal activity will be located in the above listed device(s). File formats expected are yet unknown and could be of a broad range of formats and possibly proprietary formats. Affiant requests authorization to search through any sorts of files that may be reasonably determined to possibly contain stored email, chat logs, internet activity, temporary internet files, images and video stored on the device or downloaded to the device, electronic journals or other text files.

5 - Affiant anticipates additional search warrants to be drawn for the search of other computers and devices seized in the December 3rd search warrants of co-conspirators as well as physical locations where additional evidence may be found.

A Search Warrant is needed to investigate the alleged crimes: Murder and Conspiracy to Commit Murder.

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE _____

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant

SEARCH WARRANT

STATE OF NORTH CAROLINA
Wake County

In the General Court of Justice
District Court Division

In the Matter of: Electronic Devices and Media from 901 Bristol Blue St, Apex, NC 27502

Based upon this affiant's training and experience, it is believed that preceding facts establish probable cause to believe the above-described item(s) obtained from 901 Bristol Blue St., Apex, NC 27502 will aid in identifying participants in the above reference crimes.

For these reasons, this affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 3

DATE

Signature of Magistrate / District Court Judge / Superior Court Judge

Signature of Applicant