

GENERAL AFFIDAVIT AND APPLICATION FOR SEARCH WARRANT
Case # 13-06-06072

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA)
 ss:
COUNTY OF BROWARD)

AFFIDAVIT AND APPLICATION submitted to Honorable
~~Andrew Spiegel~~, JUDGE

AFFIANT(S): *Andrew Spiegel*

Detective Danny Smith
Miramar Police Department Case Number: 13-06-06072

GROUND(S) pursuant to F.S. 933.02 or F.S. 933.18 (Private Dwelling)

TO-WIT: The laws relating to Murder in the First Degree are being violated therein, and property is being stored and concealed therein, and evidence relevant to proving that a felony has been committed and that the laws of the State of Florida have been violated, to-wit: Murder in the 1st degree, F.S.S. 782.04.

DESCRIPTION OF THE PREMISES AND CURTILAGE:

The residence to be searched is located at 3191 Jasper Way in the City of Miramar, Broward County, Florida. The residence is a two story single family dwelling with an attached garage, made of CBS construction. The residence is grey and blue in color, with white and blue trim and fascia. The front double doors of the residence are grey in color, face west, and open out. The numbers "3191" are grey in color and affixed above the garage. There is a screened in porch and pool area attached to the rear of the property. There is a brick walkway leading to the front door.

To get to this residence, one would travel east from I-75 on Miramar Parkway, turn north (left) on Fairmont Avenue, turn right (east) on Encino Street, turn right (south) on Jasper Way, drive directly to 3191 Jasper Way, which will be on the left side.

STATUTE(S) BEING VIOLATED:

F.S.S. 782.04

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PROPERTY SOUGHT:

Documents and papers tending to show use, occupancy, and/or control of said premises and curtilage. Trace evidence that includes but is not limited to gunshot residue, clothing, physiological fluids, palm prints, shoe prints, fibers, fingerprints, footprints, hair, saliva, blood, firearms, pistols, revolvers, rifles, shotguns, ammunition, shell casings, projectiles, pieces of identification in print, photograph, or video, cellular devices, computers and digital storage devices.

PROBABLE CAUSE:

On June 27, 2013, I was contacted by Trooper Michael Cherven, who is employed by the Massachusetts State Police. Trooper Cherven advised me that he is conducting a homicide investigation that occurred in the City of North Attleboro, State of Massachusetts, on June 17, 2013. Trooper Cherven requested the assistance of the Miramar Police Department in locating a subject (Ernest Wallace DOB: 1/28/72). Furthermore, I was advised that there was an active capias out of Bristol County, Massachusetts for Mr. Wallace and he (Mr. Wallace) was possibly located at 3191 Jasper Way, in the City of Miramar. The active capias was for accessory after the fact to homicide. On June 28, 2013, Ernest Wallace was taken into custody at the Miramar Police Department and transported to the Broward County Main Jail. Trooper Cherven requested further assistance in obtaining a search warrant for the residence located at 3191 Jasper Way. Trooper Cherven relayed the pertinent facts of the case and completed the probable cause portion of this affidavit. According to Trooper Cherven, the investigation revealed the following facts:

On Monday, June 17, 2013, at approximately 5:37 p.m., the North Attleboro (Massachusetts) Police Department responded to a cellular 911 call reporting a dead body in the area of 344 John L. Dietsch Boulevard in North Attleboro. The North Attleboro Police Department responded to a secluded area in the area of 344 John L. Dietsch Boulevard in North Attleboro, Massachusetts and located a deceased male lying supine on the ground. The initial responding police officers observed several injuries to the upper torso area of the then unidentified deceased black male. The initial responding officers further observed a blood in these areas. The injuries appeared to have been caused by a firearm. The area where the deceased black male individual was found is remotely located and used as a processing area for construction materials such as dirt, gravel, stone, asphalt, and fill. The police did not observe any vehicles at the location where the black male individual was found deceased.

The police conducted a search of the body of the deceased black male individual during the processing of the crime scene on Monday, June 17, 2013. The police observed that the pants pockets of the deceased male individual appeared to be undisturbed.

A wallet containing a Massachusetts Drivers License bearing the name Odin L. Lloyd (DOB: 11/14/1985) of 10 Fayston Street, Apt. # 2 in Boston inside the right rear pants pocket of the deceased black male. The photograph on Mr. Lloyd's Massachusetts

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Driver's License matched the general physical appearance of the deceased male individual. Investigators have positively identified the victim to be Odin Lloyd.

On the night of Monday, June 17, 2013, officers traveled to Mr. Lloyd's residential address of 10 Fayston Street in Boston, MA in order to attempt to make a death notification to his next of kin. Officers notified Mr. Lloyd's next of kin and interviewed some of his friends and family members upon their arrival at 10 Fayston Street in Boston on the night of Monday, June 17, 2013.

Officers interviewed Mr. Lloyd's sister, Shaquilla Thibou, following the death notification. Shaquilla Thibou indicated that she lived with Mr. Lloyd at 10 Fayston Street, Apt. #2, in Boston. Shaquilla Thibou further indicated that she last saw Mr. Lloyd at or between 1:00 to 2:00 a.m. in front of 10 Fayston Street in Boston. Shaquilla Thibou went on to indicate that Mr. Lloyd entered a silver, four-door car with three other males whose identities she did not know. Shaquilla Thibou indicated that the silver vehicle and the occupants left the area after Mr. Lloyd entered the vehicle. Shaquilla Thibou told investigators that she had never seen this silver car before. Shaquilla Thibou further indicated Mr. Lloyd was dating a woman named Shaneah. Shaquilla Thibou explained that Shaneah was the sister of New England Patriots player Aaron Hernandez's girlfriend, Shayanna Jenkins. Shaquilla Thibou stated that, other than Aaron Hernandez (DOB: and Shayanna Jenkins, she did not know of any other contacts that Mr. Lloyd had in the North Attleboro area. Shaquilla Thibou showed investigators some of the text messages that her brother had sent to her after he entered the silver vehicle on the early morning of Monday, June 17, 2013.

Investigators reviewed the text messages on Mr. Lloyd's cell phone and observed that he had contact with his sister, Shaquilla Thibou, and other individuals in the hours before his death. Investigators viewed that Mr. Lloyd had communication with two telephone numbers, which investigators were later able to identify as belonging to Mr. Hernandez and Ernest Wallace in the hours before his death.

Investigators spoke to Mr. Lloyd's girlfriend, Shaneah, and learned that her sister, Shayanna Jenkins, was dating Mr. Hernandez. Investigators spoke to Shayanna Jenkins, confirmed that she was in a long term relationship with Mr. Hernandez and obtained his cell phone number. The number for Mr. Hernandez provided to investigators by Shayanna Jenkins matched the number found in Mr. Lloyd's cell phone.

Several text messages were exchanged between Mr. Lloyd and Mr. Hernandez on June 17, 2013. The earlier text conversations indicated that Mr. Hernandez wanted to meet up with Mr. Lloyd.

Investigators were able to gather surveillance video from the 10 Fayston Street, Boston neighborhood. Investigators viewed the video and observed that at 2:32 AM on June 17, 2013; a gray Nissan Altima is seen pulling up to the outside of Mr. Lloyd's house. Mr. Lloyd is seen entering the vehicle and the Nissan Altima is then seen leaving the area.

Investigators determined that that Nissan Altima, Massachusetts Registration [REDACTED] belonged to Enterprise Rental Company and was rented out of the North Attleboro Enterprise branch by Mr. Hernandez.

Investigators visited Mr. Hernandez' home at 22 Ronald C. Meyer Drive in North Attleboro, Massachusetts and made contact with Mr. Hernandez. Mr. Hernandez confirmed that he rented a vehicle for his friend "O." Investigators determined that Mr.

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Hernandez had rented a Chevrolet Suburban and a Nissan Altima. During the visit, Investigators observed several cameras affixed to the exterior of the home.

A search warrant was executed at Mr. Hernandez's residence of 22 Ronald C. Meyer Drive in North Attleboro and the home's video surveillance storage system was seized. Investigators viewed the stored surveillance video footage and observed that in the early morning hours of June 17, 2013, Mr. Hernandez and two other males were observed exiting the home and getting into a Nissan Altima. The Altima was then seen leaving the home. Still photographs of the frontal views of Mr. Hernandez and the other two males were taken from the surveillance footage.

Surveillance video footage then shows the Nissan Altima returning to the home about 2 ½ hours later. Mr. Hernandez and the two other males are seen exiting the vehicle and entering the home. The video footage shows Mr. Hernandez and the other two males holding what appears to be a handgun. The video footage then shows the three inside holding the handgun as well.

It is important to note that investigators obtained video footage showing the Nissan Altima visiting a service station in Canton, Massachusetts around 2:10 AM on June 17, 2013. Two of the three males (including Mr. Hernandez) were observed exiting the vehicle and purchasing items in the service station convenience store.

Investigators took custody of the Nissan Altima (which was returned to Enterprise Rental Car in North Attleboro), obtained a search warrant and search the vehicle for evidence related to Mr. Lloyd's death.

Investigators learned that Bristol, Connecticut was Mr. Hernandez' home town. Contact was made with personnel from the Bristol (Connecticut) Police department. Investigators provided the Bristol, CT police with information related to Mr. Hernandez and the other two males. The males were tentatively identified as Ernest Wallace (DOB: 1/28/1972) and Carlos Ortiz (DOB: 1/15/1986). Investigators confirmed Mr. Wallace and Mr. Ortiz's identity through pictures and other investigative knowledge. Investigators also learned that Mr. Wallace and Mr. Ortiz were known to the Bristol Police detectives. It was also learned that Mr. Ortiz was on active probation through the State of Connecticut.

Investigators learned that Mr. Ortiz was scheduled to meet with his probation officer on Tuesday, June 25, 2013. Investigators made arrangements to be present for the probation meeting at the Office of Adult Probation, 225 North Main St, Bristol, CT. At the meeting, investigators made contact with Mr. Ortiz and interviewed him.

Prior to the interview, Mr. Ortiz was given his Miranda warnings and informed investigators that he wished to speak with them about events that occurred in Massachusetts. The interview was audio and video recorded and is preserved on DVD media. Mr. Ortiz explained that he was friends with Mr. Hernandez and Mr. Wallace. He stated that he was at 114 Lake Avenue, Bristol, CT on June 16, 2013 with Mr. Wallace. Mr. Ortiz explained that Mr. Wallace communicated with Mr. Hernandez and plans were made for the two to visit Mr. Hernandez at his residence of 22 Ronald C. Meyer Drive, North Attleboro, Massachusetts.

Mr. Ortiz stated that he and Mr. Wallace drove to Mr. Hernandez' residence in North Attleboro that evening. According to video surveillance footage, Mr. Ortiz and Mr. Wallace arrived to 22 Ronald C. Meyer Drive just after midnight on June 17, 2013. He explained when he and Mr. Wallace arrived, Mr. Hernandez and his girlfriend (Shayanna

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Jenkins) were not home. Mr. Ortiz added that Mr. Hernandez' babysitter let the two access into the home. He added that while in Mr. Hernandez' residence, he observed a small and large handgun in the home. Mr. Ortiz explained that Mr. Hernandez and his girlfriend arrived home soon after with Mr. Hernandez carrying a handgun.

Mr. Ortiz explained that he, Mr. Wallace and Mr. Hernandez left the residence in a Nissan Altima. Video surveillance shows the Nissan Altima leaving the residence at around 1:09 AM on June 17, 2013. Mr. Ortiz stated that he was unfamiliar with the area and that after a long drive, the group stopped at a service station for gas and other items. Surveillance video at the Blue Hills Service Station in Canton, MA, identify that the Nissan Altima arrived to the service station just after 2:00 AM. Surveillance video footage identifies Mr. Hernandez and Mr. Ortiz exiting the Nissan Altima, entering the service station's convenience store and purchasing items. The vehicle is then observed exiting the service station.

Mr. Ortiz stated that some time later, the group picked up a fourth individual, identified as Odin Lloyd, at his residence. After picking up Mr. Lloyd, Mr. Ortiz stated that the group then traveled back to North Attleboro.

Mr. Ortiz explained that during the drive back to North Attleboro, he overheard Mr. Hernandez state directly to Mr. Lloyd that he [Mr. Lloyd] was "chilling" with people that he [Mr. Hernandez] had problems with. Mr. Ortiz explained that Mr. Hernandez and Mr. Lloyd made up by "shaking hands" and added that "it" was squashed.

Mr. Ortiz explained that the group returned to North Attleboro. Mr. Ortiz added that he fell asleep on the ride back. He stated that he awoke when the vehicle stopped and observed Mr. Hernandez, Mr. Wallace and Mr. Lloyd exit the vehicle to urinate. Mr. Ortiz explained that he then heard gunshots. He added that Mr. Hernandez and Mr. Wallace got back into the vehicle without Mr. Lloyd and the vehicle fled. He stated that he was unable to determine who had fired the gunshots because of the darkness. Mr. Ortiz explained that minutes later, the group arrived at 22 Ronald C. Meyer Drive (Mr. Hernandez' residence).

Mr. Ortiz explained that at the residence, as he was exiting the vehicle, Mr. Wallace asked him to take possession of the small gun that was located under the rear of the driver's seat of the vehicle. Mr. Ortiz stated that he exited the vehicle with a small handgun (carrying it in his right hand) and gave the handgun to Mr. Hernandez once inside the residence. Mr. Ortiz explained that he then went to sleep.

Mr. Ortiz stated that when he awoke that afternoon, he, Mr. Hernandez and Mr. Wallace drove the Nissan Altima back to the Enterprise Rental company in North Attleboro and returned the vehicle. He added that the group then picked up a 2012 Chrysler 300. Mr. Ortiz stated that the group traveled back to 22 Ronald C. Meyer Drive, dropped off Mr. Hernandez and traveled a short distance to an unknown apartment in the North Attleboro area. Mr. Ortiz explained that the apartment was used by Mr. Hernandez and other football players. Upon arrival at the apartment, Mr. Ortiz stated that Mr. Wallace unlocked the door and let him into the apartment. Mr. Ortiz stated that Mr. Wallace drove off but he [Mr. Ortiz] remained at the apartment.

Mr. Ortiz explained that Mr. Wallace returned to the apartment after a long interval of time. Mr. Ortiz added that he and Mr. Wallace then returned to 114 Lake Avenue in Bristol, CT in the Chrysler 300. Mr. Ortiz stated that Mr. Wallace told him

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that Mr. Hernandez admitted to shooting Mr. Lloyd. Mr. Ortiz explained that Mr. Wallace left in the Chrysler 300 while he [Mr. Ortiz] remained at 114 Lake Avenue.

On Wednesday, June 26, 2013 Massachusetts State Police Investigators along with North Attleboro Police Detectives and the Bristol Connecticut Police Department detectives sought and were granted search warrants for both 78 Federal St. and 114 Lake Ave. Bristol, CT. As a result of these searches investigators located .380 caliber ammunition, a box for a Keltec pistol, which was empty. Also located during these searches was a vehicle which was wanted in connection with a July 2012 Boston double homicide. This vehicle was a rental vehicle which, was rented in the name of Aaron Hernandez. Investigators did not locate any cellular phones connected to Ernest Wallace or any clothing that was worn by Ernest Wallace at the time of the murder of Odin Lloyd.

On Friday, June 28, 2013 Massachusetts State Police Detectives and North Attleboro Detectives interviewed Gina Marciano. Ms. Marciano stated that she and Ernest Wallace have two children together. Ms. Marciano stated to investigators that she has not seen Mr. Wallace in some time. Investigators asked Ms. Marciano where Mr. Wallace would go if he was in trouble, she stated that he would go to his mom's house in Florida and that his mom would hide and protect him. Ms. Marciano informed investigators that Mr. Wallace has previously gone to his mother's residence, located at 3191 Jasper Way Miramar, Florida, to avoid being located by "Dominican's" who were "after him".

As a result of the numerous search warrants conducted in this homicide investigators have not located any of the clothing that was worn by Ernest Wallace. Additionally investigators have not located the firearm used in the murder of Odin Lloyd.

On Friday, June 28, 2013 Ernest G. Wallace, DOB: 01-28-1972 walked into the Miramar, Florida police Department lobby and identified himself to the police dispatcher. Mr. Wallace stated that he had learned that there was a warrant for his arrest and wished to turn himself into the Miramar Police Department. Dispatcher Helen Edwards confirmed that there was an active arrest warrant for Mr. Wallace and notified officers of his presence in the lobby of the Police Station located at 3064 North Commerce Parkway. Mr. Wallace was placed into custody and transferred into a holding area within the Miramar Police Station. During both the arrest and subsequent detention of Mr. Wallace he stated to officers that he had grown up with Mr. Hernandez (Father of Aaron Hernandez). Mr. Wallace stated to officers that he wished to clear his name. Mr. Wallace additionally stated that he had walked from his mother's residence, located at 3191 Jasper Way, Miramar, Florida. Mr. Wallace stated that he had come to the police station by himself. Mr. Wallace stated to Officer Mark D'Angelo that he wanted to talk to somebody but he was unsure why his attorney had stated that he was not to speak with the police.

Mr. Wallace was transported to the Broward County Sherriff's Office for booking. I arrived at the Miramar, Florida Police Department shortly after the arrest of Mr. Wallace. Upon my arrival Mr. Wallace was being held in the station awaiting transfer to the Broward County Sherriff's Office. I conducted an inventory of Mr. Wallace's belongings. It was noted that Mr. Wallace did not have a cell phone on his person or any credit cards or bank cards. Mr. Wallace did have several phone numbers for area codes both in Massachusetts and Central Florida scribbled on pieces of paper in his possession.

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According to Detective Danny Smith of the Miramar Police Department 3191 Jasper Way is approximately a 1/2 mile walking distance from the police station where Mr. Wallace turned himself in. Detective Smith stated that it would be easy for Mr. Wallace to walk from the residence to the police station without any problems. I reviewed the video surveillance from the Miramar Police surveillance cameras and was able to see Mr. Wallace walking into the department. The video surveillance supports the statement from Mr. Wallace stating that he had walked into the station from 3191 Jasper Way, Miramar, Florida.

On Saturday, June 29, 2013 Captain Joseph DiRenzo and I conducted a neighborhood canvass of the neighborhood around 3191 Jasper Way, Miramar, Florida. Officers attempted to speak with the residents of 3191 Jasper Way but there was no answer.

Investigators spoke with Ucal Warren who lives at 3211 Jasper Way, Miramar, Florida. Mr. Warren's property abuts 3191 Jasper Way. Mr. Warren stated that he is familiar with the occupants at 3191 Jasper Way and knows the female occupant by the name of Angela Wallace. Mr. Warren stated that on Thursday, June 26, 2013 he observed Mr. Ernest Wallace at the residence for the first time. Mr. Warren stated that he observed Ernest Wallace swimming in the pool in the back yard of 3191 Jasper Way. Captain DiRenzo provided a booking photo of Mr. Wallace to Mr. Warren. Mr. Warren confirmed this photo to be that of the son who had arrived at 3191 Jasper Way on Thursday.

Investigators then spoke with Peter Strachan at 3190 Jasper Way. Mr. Strachen stated that he first saw Ernest Wallace approximately three days ago. Mr. Strachen stated that there was nobody home at 3191 Jasper Way at this time. He informed investigators that the vehicle used by the family, a gold Toyota, was not in the driveway.

On Sunday, June 30, 2013 investigators executed a search warrant on the Chrysler 300 which had been recovered in the state of Connecticut. Investigators conducted a thorough search of this vehicle and did not locate any clothing, cellular telephones or firearms.

Based on video evidence, statements made by Mr. Ortiz during his interview with police on June 25, 2013, and other information, investigators believe that Mr. Hernandez, Mr. Wallace and Mr. Ortiz were present during the murder of Odin Lloyd on or around June 17, 2013. Due to the fact that Mr. Wallace admitted to being present at 3191 Jasper Way, Miramar, Florida after the homicide, investigators believe that evidence related to the murder of Odin Lloyd exists at the aforementioned residence.

Based on the aforementioned information provided in this affidavit, there is probable cause to believe that evidence of the crime of Murder, a violation of Massachusetts General Laws, Chapter 265, Section 1 and Florida State Statute 782.09 may be located inside and / or on the property located at 3191 Jasper Way, Miramar, Florida. (to include the curtilage, outbuildings and vehicles related to the property.)

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Therefore, based on these, your affiant respectfully requests this search warrant be granted to search for the weapon and/or ammunition used during the commission of this crime.

AUTHORIZED AGENCIES:

Miramar Police Department
Broward Sheriff's Office
Florida Department of Law Enforcement

REQUESTED AUTHORIZATION:

Employees of the above-named agencies/departments, with necessary assistance; in the daytime/nighttime or on Sundays.

DET. D. Smith # 240
DET. D. SMITH # Affiant
240

Miramar PD ID

SWORN TO AND SUBSCRIBED before me, at Fort Lauderdale, Broward County, Florida, this 1 day of July, A.D. 2013.

[Signature]
JUDGE OF THE CIRCUIT COURT
ANNE S. [Signature]

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City of Miramar, Florida - Police Department

INVENTORY AND RETURN ON SEARCH WARRANT

CASE # 13-06-06072

Received this warrant on July 1, A.D. 2013 and executed the

same on July 1, A.D. 2013 AT 120 M. by delivering a true copy

thereof to ANGELLA WALLACE and at the same time showing

ANGELLA WALLACE this original search warrant and reading to ANGELLA WALLACE and explaining to ANGELLA WALLACE

the contents thereof, and by making diligent search as herein directed, upon which search I found:

- 1) CONNECTICUT MOTOR VEHICLES MAIL w/ NAME OF ERNEST WALLACE - ALSO CONTAINED MISC. PAPERS IN ENVELOPE - GARAGE - D. SMITH
- 2) WHITE T-SHIRT - GARAGE (IN BACKPACK) - BERTRAND
- 3) WHITE TANK TOP - GARAGE (IN BACKPACK) - BERTRAND
- 4) PLAIN BUTTON DOWN SHIRT (IN BACKPACK) - GARAGE - BERTRAND
- 5) GREEN - BACK PACK - GARAGE - BERTRAND
- 6) PEN - GARAGE FLOOR NEXT TO BACKPACK - BERTRAND
- 7) BLUE JEAN PANTS - GARAGE (IN BACKPACK) - BERTRAND
- 8) ~~GREEN BACKPACK - GARAGE - BERTRAND~~ DUPLICATE
- 9) MISC. CLOTHING FOUND IN BACKPACK - GARAGE - BERTRAND
- 10) WHITE MESH BAG w/ CLOTHING - GARAGE - D. SMITH
- 11) WHITE TOMMY HILFIBER TANK TOP - LAUNDRY BASKET - GARAGE - D. SMITH
- 12) CELL PHONE - KITCHEN - ZELLER (SAMSUNG)
- 13) CELL PHONE - MASTER BEDROOM IN DRESSER (L) - ZELLER

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BROWARD COUNTY, FLORIDA
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I, DET. D. SMITH #240, the officer by whom this warrant was executed do swear

that the above inventory contains a true and detailed account of all the property, appliances, apparatus, paraphernalia and devices taken by me on said warrant.

Sworn to and subscribed before me this

1 day of July, A.D. 2013
#281

Witness to the removal of the above items DET. J. ZELLER #281

City of Miramar, Florida - Police Department

INVENTORY AND RETURN ON SEARCH WARRANT

CASE # 13-06-06072

Received this warrant on July 1, A.D. 192013 and executed the

same on July 1, A.D. 192013 AT 120PM by delivering a true copy

thereof to ANGELA WALLACE and at the same time showing

ANGELA WALLACE this original search warrant and reading to ANGELA WALLACE and explaining to ANGELA WALLACE

the contents thereof, and by making diligent search as herein directed, upon which search I found:

- 14) PIECE OF PAPER w/ NAME "MELBA HERNANDEZ" - KITCHEN DRAWER - BERTRAND.
- 15) WHITE TANK TOP - INSIDE WHITE MESH BAG w/ OTHER MISC CLOTHING - GARAGE - BERTRAND.

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I, DET. D. SMITH #240, the officer by whom this warrant was executed do swear that the above inventory contains a true and detailed account of all the property, appliances, apparatus, paraphernalia and devices taken by me on said warrant.

Sworn to and subscribed before me this

1 day of July, A.D. 192013

DET. D. SMITH #240

[Signature] #281

Witness to the removal of the above items DET. J. ZELLED #281