

AFFIDAVIT FOR SEARCH WARRANT - Uniform Controlled Dangerous Substance Act ORIGINAL

STATE OF OKLAHOMA,) ss. IN THE DISTRICT COURT
COUNTY OF TULSA,)

THE STATE OF OKLAHOMA,

VS.

Plaintiff,

No. _____

JOHN DOE

Defendant,

AFFIDAVIT FOR SEARCH WARRANT

The undersigned affiant, being duly sworn, upon oath says: that in TULSA County, Oklahoma, at and upon or within a certain vehicle, house, building, or premises, the curtilage thereof and the appurtenance thereto belonging, described as follows:

A SINGLE STORY, SINGLE FAMILY RESIDENCE, LOCATED IN THE 1200 BLOCK OF NORTH ROCKFORD AVENUE. THE RESIDENCE IS THE SECOND RESIDENCE NORTH OF EAST MARSHALL STREET, ON THE EAST SIDE OF NORTH ROCKFORD AVENUE. THE RESIDENCE IS CONSTRUCTED OF WHITE SIDING, MAROON WOOD TRIM, AND A GREY COMPOSITION ROOF. THE FRONT DOOR OF THE RESIDENCE IS WHITE IN COLOR, COVERED BY A STORM DOOR, AND FACES WEST. THE NUMBERS "1217" APPEAR IN BLACK WITH RUNNING VERTICAL ON THE FRONT PORCH POST TO THE SOUTH OF THE FRONT DOOR. THIS RESIDENCE IS MORE COMMONLY KNOWN AS 1217 NORTH ROCKFORD AVENUE, CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA.

The named defendant, or other persons in whose possession he has placed the following described property for concealment, does now unlawfully, illegally, knowingly and willfully keep, and does unlawfully have in his possession and under his control certain dangerous substances, to wit:

MARIJUANA, FRUITS, INSTRUMENTALITIES, MONIES, RECORDS AND PROOF OF RESIDENCY,

listed in the schedules of the Uniform Controlled Dangerous Substance Act of the State of Oklahoma, with the unlawful intent to possess, use and distribute said substances in violation of the laws of the State of Oklahoma.

Affiant further states that said dangerous substances be reason of their physical structure are easily destroyed and that there is likelihood that the person in possession of the same will attempt to destroy them, and that there is further likelihood that the aforesaid, controlled, dangerous substance, equipment, and paraphernalia will be moved unless a search warrant may be executed in the day or night.

YOUR AFFIANT FURTHER STATES:

THAT WITHIN THE PAST 72 HOURS, HE WAS CONTACTED BY A CONFIDENTIAL INFORMANT (HEREAFTER REFERRED TO AS CI) THAT STATED A HISPANIC MALE NAME UNKNOWN WAS SELLING LARGE QUANTITIES OF MARIJUANA. FURTHER THAT HE WAS SELLING THE MARIJUANA FROM HIS RESIDENCE.

YOUR AFFIANT FURTHER STATES THAT THE "CI" DIRECTED HIM TO THE RESIDENCE AND POINTED IT OUT TO YOUR AFFIANT AS BEING THE RESIDENCE FROM WHICH THE MARIJUANA WAS BEING SOLD. THAT RESIDENCE WAS 1217 NORTH ROCKFORD AVENUE.

YOUR AFFIANT FURTHER STATES THAT THE CI HAS A WORKING STREET KNOWLEDGE OF MARIJUANA AND SEVERAL OTHER CONTROLLED AND DANGEROUS SUBSTANCES, ITS APPEARANCE, USES, MANUFACTURE, AND DISTRIBUTION.

YOUR AFFIANT FURTHER STATES THAT AT THIS TIME, A SEARCH OF THE CI'S PERSON AND VEHICLE WAS CONDUCTED, AND NO DANGEROUS DRUGS OF MONIES WERE FOUND. YOUR AFFIANT THEN HANDED THE CI A QUANTITY OF U.S. CURRENCY WITH WHICH TO PURCHASE THE MARIJUANA. YOUR AFFIANT THEN FOLLOWED THE CI TO THE RESIDENCE, THE CI EXITED THE CI'S VEHICLE, WALKED TO THE RESIDENCE TO BE SEARCHED, KNOCKED ON THE DOOR, AND WAS GRANTED ENTRY. YOUR AFFIANT FURTHER STATES THAT OFFICERS MAINTAINED A CONSTANT SURVEILLANCE ON THE RESIDENCE TO BE SEARCHED, WHILE THE CI WAS INSIDE THE RESIDENCE AND AT NO TIME WHILE THE CI WAS INSIDE THE RESIDENCE DID ANYONE ENTER OF EXIT THE RESIDENCE.

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YOUR AFFIANT FURTHER STATES THAT HE WATCHED THE CI EXIT THE RESIDENCE AND WALK BACK TO THE CI'S VEHICLE, AND DRIVE TO A PREDETERMINED LOCATION. AT THIS TIME YOUR AFFIANT CONDUCTED A SECOND SEARCH OF THE CI'S PERSON AND VEHICLE WAS CONDUCTED, AND A QUANTITY OF MARIJUANA WAS RECOVERED FROM THE CI'S PERSON AND THE MONIES THAT THE AFFIANT HAD GIVEN THE CI TO PURCHASE THE MARIJUANA WERE GONE.

YOUR AFFIANT FURTHER STATES THAT THE CI STATED THAT WHILE THEY WERE INSIDE THE RESIDENCE, THE CI GAVE THE HISPANIC MALE THE QUANTITY OF U.S. CURRENCY, AND THAT THE HISPANIC MALE GAVE THE CI A QUANTITY OF MARIJUANA. THE CI STATED THEY HAD SEEN MORE MARIJUANA INSIDE THE RESIDENCE PACKAGED FOR SALE.

YOUR AFFIANT FURTHER STATES THAT HE HAS RECEIVED INFORMATION FROM TWO OTHER INFORMANTS THAT THIS HISPANIC MALE IS SELLING LARGE QUANTITIES OF MARIJUANA.

YOUR AFFIANT FURTHER STATES THAT HE HAS BEEN A POLICE OFFICER FOR THE CITY OF TULSA FOR SEVENTEEN YEARS, AND HAS RECEIVED TRAINING THROUGH THE TULSA POLICE ACADEMY AND FROM SENIOR OFFICERS IN THE IDENTIFICATION OF CONTROLLED SUBSTANCES AND RECEIVED INSTRUCTION ON OTHER NARCOTIC RELATED ISSUES. FURTHER THAT HE HAS ATTENDED A DEA DRUG INTERDICTION, ASSOCIATION OF OKLAHOMA NARCOTIC ENFORCER SEMINARS, AND OBND NARCOTICS INVESTIGATORS SCHOOL.

FURTHER YOUR AFFIANT SAYETH NOT.

WHEREFORE, Affiant asks that a search warrant issue according to law, directed to any sheriff, policeman or law enforcement officer in TULSA County, Oklahoma, commanding that he search said persons, premises and/or vehicle, and take possession of all the controlled dangerous substances, equipment and paraphernalia hereinbefore described, and vehicle in which said dangerous substance is unlawfully kept, deposited or concealed.

Affiant



Subscribed and sworn to before me this 24 day of Dec, 2008



Judge of the District Court