

STATE OF NORTH CAROLINA

File No.

Catawba County

In The General Court Of Justice
 District Superior Court Division

IN THE MATTER OF:

Name

Adoni Baker

INVENTORY OF ITEMS SEIZED
PURSUANT TO SEARCH

G.S. 15A-223, 15A-254. -23

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

Telephone Records for telephone number
[REDACTED]

Date Of Search

10/2/2010

This search was made pursuant to

- 1. a search warrant issued by: Superior Court Judge Bell
- 2. consent to search given by: _____
- 3. other legal justification for the search: _____

The following items were seized:

Telephone Records for telephone number
[REDACTED]

File No.

SEARCH WARRANT

IN THE MATTER OF

T-Mobile, Telephone Number (828) 962-6874

Date Issued: 10/12/2010 Time Issued: 10:18 AM PM

Name Of Applicant: Investigator K. Craig

Name Of Additional Affiant: _____

Name Of Additional Affiant: _____

STATE OF NORTH CAROLINA

Catawba 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.


RETURN OF SERVICE

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

Date Received: 10/12/2010 Time Received: 10:18 AM PM

Date Executed: 10/12/2010 Time Executed: 11:01 AM PM

I made a search of See Attachment #1

Date: 10/12/10 Signature: 

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

_____ as commanded.

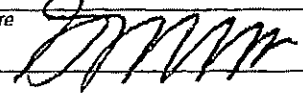
- I seized the items listed on the attached inventory.
- I did not seize any items.
- This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

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

Signature Of Officer Making Return: Inv. K. Craig

Department Or Agency Of Officer: Hickory Police Department

Incident Number: 10-009014

Date: 10/15/10 Time: 10:15 AM PM Signature: 

Deputy CSC Assistant CSC
 Clerk Of Superior Court

Magistrate

APPLICATION FOR SEARCH WARRANT

I, Investigator K. Craig, Hickory Police Department, 317 2nd St SW, Hickory, NC

(insert name and address of law enforcement officer, name, rank and agency)

being duly sworn, request that the Court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that *(Describe property to be seized; or if search warrant is to be used for searching a place to serve an arrest warrant or other process, name person to be arrested)*

See Attachment #1

constitutes evidence of a crime and the identity of a person participating in a crime. *(Name crime)* Kidnapping

and is located *(Check appropriate box(es) and fill in specified information)*

in the following premises *(Give address and if useful, describe premises)*

See Attachment #1

(and)

on the following person(s) *(Give name(s) and, if useful, describe person(s))*

(and)

in the following vehicle(s) *(Describe vehicle(s))*

(initials)

(Name and/or describe other places or items to be searched, if applicable)

The applicant swears to the following facts to establish probable cause for the issuance of a search warrant:

See Attachment #2

SWORN AND SUBSCRIBED TO BEFORE ME

Date

10/12/2010

Date

10/12/10

Signature of Applicant

Signature

(Handwritten signature)

Kim Coats

Magistrate Dep. CSC Asst. CSC Clerk of Superior Court Judge

In addition to the affidavit included above, this application is supported by additional affidavits, attached, made by _____

In addition to the affidavit included above, this application is supported by sworn testimony, given by _____

This testimony has been *(check appropriate box)* reduced to writing

tape recorded and I have filed each with the clerk.

NOTE: if more space is needed for any section, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of applicant and issuing official.

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

ATTACHMENT #

IN THE MATTER OF:

T-Mobile

Telephone Number [REDACTED]

PREMISE TO BE SEARCHED:

T-Mobile, Telephone Number [REDACTED]

EVIDENCE TO BE SEIZED:

Information including the full name of the owner/user, address, date of birth, business information, social security number, any other telephone numbers, application for service, change in cellular telephones, the incoming and outgoing call information, text messages and images, GPS location and or cell tower location of mobile device, information on Precision Location of Mobile Device (GPS) for the telephone number [REDACTED] from September 18, 2010 to October 11, 2010

SWORN AND SUBSCRIBED BEFORE ME

THIS 12 DAY OF October 2010

[Signature]

- MAGISTRATE
- DISTRICT COURT JUDGE
- SUPERIOR COURT JUDGE

Inv. Kim Craig

OFFICER / INVESTIGATOR
HICKORY POLICE DEPARTMENT

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA
ATTACHMENT # 2

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

IN THE MATTER OF:

T-Mobile
Telephone Number [REDACTED]

STATEMENT OF PROBABLE CAUSE:

This applicant swears to the following facts to establish probable cause for the issuance of a search warrant:

I, the undersigned, Investigator K. Craig, am presently employed by the Hickory Police Department as a Criminal Investigator. I have been employed with the Hickory Police Department for eight years and four months. I have a Bachelor of Science Degree in Criminal Justice with a minor in Sociology from Appalachian State University and an Intermediate Law Enforcement Certificate issued by the North Carolina Criminal Justice Education and Training Standards Commission. I am currently assigned to the Criminal Investigations Division and have been so assigned since November 16, 2008. During the time I have been employed at the Hickory Police Department, I have been involved in the investigations of a wide variety of cases including, but not limited to, the following: homicides, arsons, rapes, robberies, burglaries, assaults, larcenies, and drug cases.

The information related to this affidavit is based upon personal knowledge of the investigators and officers investigating, information received from personal knowledge, observation, and interviews during the course of this investigation. Citizens interviewed appear to be credible and truthful in relating whatever information they had relevant to this investigation. Citizens interviewed have no apparent motive to be untruthful.

SWORN AND SUBSCRIBED BEFORE ME
THIS 12 DAY OF October 2010

[Signature]

- MAGISTRATE
- DISTRICT COURT JUDGE
- SUPERIOR COURT JUDGE

Inv. K. Craig
OFFICER / INVESTIGATOR
HICKORY POLICE DEPARTMENT

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

ATTACHMENT #2

(STATEMENT OF PROBABLE CAUSE
CONTINUATION)

IN THE MATTER OF

T-Mobile

Telephone Number [REDACTED]

This investigation involves probable cause to believe that Zahra Baker, a white female having a DOB of 11/16/1999, was kidnapped from her residence, which is located at 21 21st Avenue Northwest, Hickory, North Carolina.

1. On 10/09/2010 at approximately 0520 hrs, the Hickory Police Department was requested by the Hickory Fire Department to respond to the residence of 21 21st Avenue Northwest Hickory, North Carolina in reference to a small grass fire.
2. On 10/09/2010 at approximately 0530 hrs, Officer R. Rollins of the Hickory Police Department arrived at the residence of 21 21st Avenue Northwest Hickory, North Carolina. Upon his arrival, Officer R. Rollins was approached by a Hickory Firefighter and was advised that they had responded in reference to a fire on a mulch pile behind the residence.
3. Officer R. Rollins advised that the firefighter advised the passenger side doors of a silver in color 1996 Chevrolet Tahoe bearing North Carolina registration [REDACTED] located at the residence were open and a Duke Power envelope with handwriting was located on the front windshield. Officer R. Rollins approached the silver in color Chevrolet Tahoe and smelled the odor of gasoline emitting from inside the silver in color Chevrolet Tahoe bearing North Carolina registration [REDACTED]
4. The Duke Power envelope had the following information handwritten on it: "Mr. Coffey, you like being in control now who is in control we have your daughter and your pot smoking red head son is next unless you do what is asked 1,000,000 unmarked will be in touch soon." The note also has written on the top right and bottom right "no cops"

SWORN AND SUBSCRIBED BEFORE ME

THIS 12 DAY OF October 2010

[Signature]

Inv. K. Craig

- () MAGISTRATE
- () DISTRICT COURT JUDGE
- () SUPERIOR COURT JUDGE

OFFICER / INVESTIGATOR
HICKORY POLICE DEPARTMENT

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
(STATEMENT OF PROBABLE
CAUSE CONTINUATION)

ATTACHMENT # 2

IN THE MATTER OF:

T-Mobile

Telephone Number [REDACTED]

- 5. On 10/09/2010 at approximately 0530 hrs, Mark David Coffey and his only daughter, [REDACTED] was at the residence and observed by Officer R. Rollins to be fine.
- 6. On 10/09/2010 at approximately 0641 hrs, Officer R. Rollins and the Hickory Police Department left the residence of 21 21st Avenue Northwest Hickory, North Carolina after investigating the small grass fire reference to arson.
- 7. On 10/09/2010 at approximately 1400 hrs, the Hickory Police Department responded to the residence of 21 21st Avenue Northwest Hickory, North Carolina after receiving a call from Adam Baker stating that last night someone had poured gas in Adam Baker's car and left a note stating that they had his bosses' daughter. Adam Baker believes they took his daughter, Zahra Baker, W/F DOB 11/16/1999.
- 8. An officer of the Hickory Police Department responded to the residence of 21 21st Avenue Northwest Hickory, North Carolina and searched the residence with consent from Adam Baker and Elisa Baker. Zahra Baker was not located at the residence.
- 9. The telephone number [REDACTED] was discovered to belong to Adam Baker. The cellular telephone number is a T-mobile telephone number. Investigator Burwell completed an exigent circumstance form that included GPS coordinates, pings, and triangulation for the telephone number [REDACTED]

SWORN AND SUBSCRIBED BEFORE ME
THIS 12 DAY OF October 2010

[Signature]
 MAGISTRATE
 DISTRICT COURT JUDGE
 SUPERIOR COURT JUDGE

Inv. K. Craig
 OFFICER / INVESTIGATOR
 HICKORY POLICE DEPARTMENT

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA
ATTACHMENT # 2:

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
(STATEMENT OF PROBABLE CAUSE
CONTINUATION)

IN THE MATTER OF:

T-Mobile

Telephone Number: [REDACTED]

I, Investigator K. Craig, believe that the above stated facts provide probable cause that Zahra Bakers was kidnapped from her residence. Based on the above information, this affiant prays unto the court that a search warrant be issued commanding the premise, above described be searched for the property described above, and if the property is found, seized as evidence for further Court action and disposition.

SWORN AND SUBSCRIBED BEFORE ME
THIS 12 DAY OF October 2010

[Signature]

- MAGISTRATE
- DISTRICT COURT JUDGE
- SUPERIOR COURT JUDGE

Inv. K. Craig
OFFICER / INVESTIGATOR
HICKORY POLICE DEPARTMENT