

SEARCH WARRANT

IN THE MATTER OF

421 King St.  
Elizabeth City, NC 27802

STATE OF NORTH CAROLINA

PASQUOTANK

County

FILED

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.

BY *DAV*

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 or affirmation by the person(s) shown.

RETURN OF SERVICE

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

Name of Person: *M/10/10/10*  
Time of Service: 3:37 PM  
Date of Service: *4/20/21*

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 forty-eight (48) hours of the date and time of issuance and I hereby return it not executed.

Date Issued: *4-20-21* Time Issued: *3:37* AM  PM  
Name (Type or Print): *TERRY R. TILLET* Signature: *George B. Willett*  
Deputy CSC  Assistant CSC  CSC  Minister  District Cl. Judge  Superior Ct. Judge

NOTE: When issuing a search warrant, the issuing official must retain a copy of the warrant and warrant application and must promptly file them with the clerk. G.S. 15A-245(b).

This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.

Date: \_\_\_\_\_ Time:  AM  PM  
Name Of Magistrate (Type or Print): \_\_\_\_\_ Signature Of Magistrate: \_\_\_\_\_

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

Date: *4/20/21* Time:  AM  PM  
Name Of Clerk (Type or Print): *Tonya S. Jennings* Signature Of Clerk: *Tonya S. Jennings*

Original - File Copy - For Search of a Person, to Person from Whom Items Taken  
Copy - For Search of a Person, to Owner or Person in Apparent Control, if No Such Person Present, Leave Copy Affidavit Thrown (Over)

# APPLICATION FOR SEARCH WARRANT

I, [REDACTED] Investigator with the Pasquotank County Sheriff's Office

(Please print 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 to search the person, place, vehicle, and other items 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 seize an article, name person to be arrested) SEE "ATTACHMENT I - PROPERTY/EVIDENCE TO BE SEIZED"

constitutes evidence of a crime and the identity of a person participating in a crime, (Name crime) Violation(s) of North Carolina Controlled Substance Act; N.C.G.S. 90-95 and is located (Check appropriate boxes) and fill in specified information)

In the following premises (Give address and, if useful, describe premises) SEE "ATTACHMENT II - PLACES TO BE SEARCHED"

(and)  
 on the following person(s) (Give name(s) and, if useful, describe person(s)) SEE "ATTACHMENT II - PLACES TO BE SEARCHED"

(and)  
 In the following vehicle(s) (Describe vehicle(s)) SEE "ATTACHMENT II - PLACES TO BE SEARCHED"

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

The applicant swears or affirms to the following facts to establish probable cause for the issuance of a search warrant:  
 SEE "ATTACHMENT III - PROBABLE CAUSE AFFIDAVIT"

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME

Date

4-20-21

Date 04/20/2021

Signature *[Signature]*  
 Notary Public  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  recorded, and I have filed any such writing/reording 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 declaration and include on 2 line signatures of applicant and issuing officer.

ATTACHMENT I - PROPERTY/EVIDENCE TO BE SEIZED:

(1) Controlled substances to include but not limited to "crack" cocaine.

(2) Books, records, receipts, notes, ledgers and other papers relating to the transportation, ordering, purchase and distribution of controlled substances, in particular,

(3) Paper, tickets, notes, schedules, receipts and other items relating to domestic and international travel.

(4) Books, records, receipts, bank statements and records, money drafts, letters of credit, money orders and cashier's checks, passbooks, certified checks, safe deposit box keys, and other items evidencing the obtaining, securing, transfer and/or expenditure of money.

(5) United States currency, precious metals, jewelry and financial instruments, including stocks and bonds, in the amounts indicative of the proceeds of selling illegal narcotics.

(6) Items evidencing narcotics trafficking, including but not limited to scales, weights, baggies, scanners, beepers, two way radios and other related narcotics paraphernalia.

(7) Photographs, in particular, photographs of co-conspirators, of assets and/or controlled substances.

(8) Indicia of occupancy, residency and/or ownership of the premises described, including but not limited to, telephone bills, cancelled envelopes, keys.

(9) Weapons, ammunition, holsters, carrying cases, accessories and magazines for this item(s).

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 20th DAY OF April, 2021

*[Signature]*  
Magistrate Superior Court Judge  District Court Judge  Deputy CSC  Asst. CSC  Clerk of Superior Court

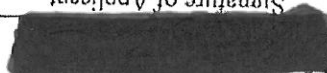
ATTACHMENT TO APPLICATION  
FOR SEARCH WARRANT

IN THE MATTER OF:  
421 Perry St.  
Elizabeth City, NC 27909

- (10) Any other evidence found that would aid in determining the correct income and expenses of the occupant for the past five years through and including the present.
- (11) Any other controlled substance and contraband.
- (12) Cell phones and other hand held electronic devices that store data with names and phone numbers of co-conspirators.

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

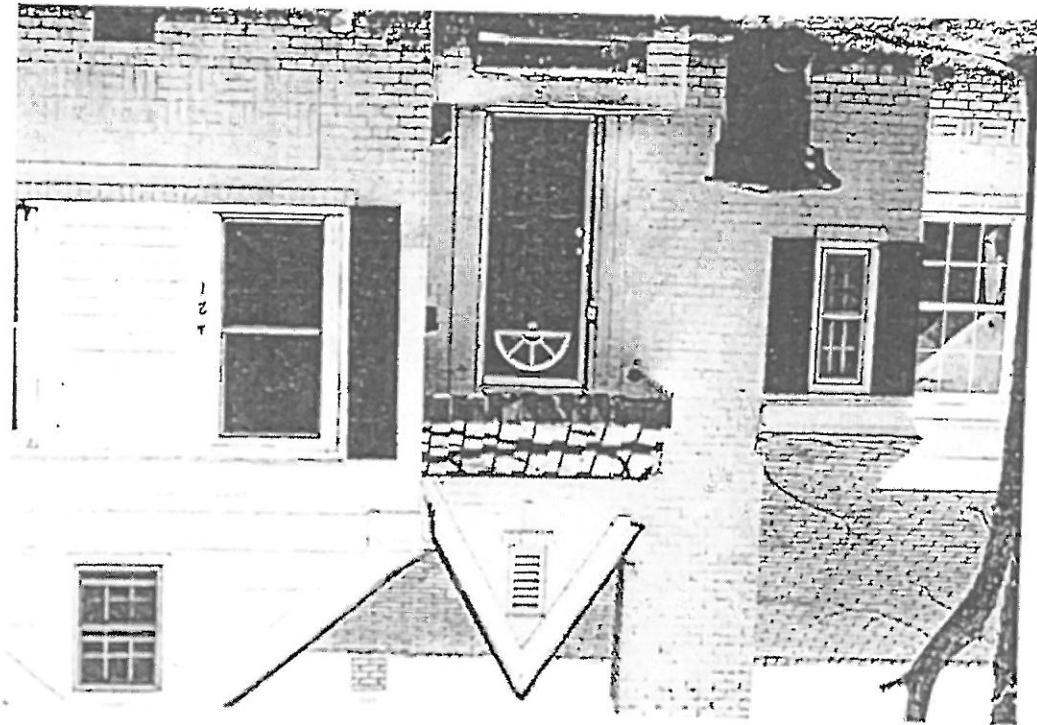
SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 30<sup>th</sup> DAY OF April, 2021  
*Henry R. Webb*

Signature of Applicant  


ATTACHMENT II - PLACES TO BE SEARCHED:

Property Description:

The premise and/or establishment to be searched is located at 421 Perry St., Elizabeth City, North Carolina 27909. The residence is described as a white, brick home with black shutters and a black front door. The number "421" can clearly be seen on the front of the residence indicating a specific address.



Directions:

From the Pasquotank County Sheriff's Office (200 E. Colonial Ave. Elizabeth City, North Carolina 27909) turn left onto Elizabeth St. from Elliott St. Make the first, left turn onto N Road St. Travel on N Road St. and S Road St. for approximately .6 miles and turn right onto Roanoke Ave. Travel on Roanoke

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

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 20th DAY OF April, 2021  
*James R. White*

Signature of Applicant

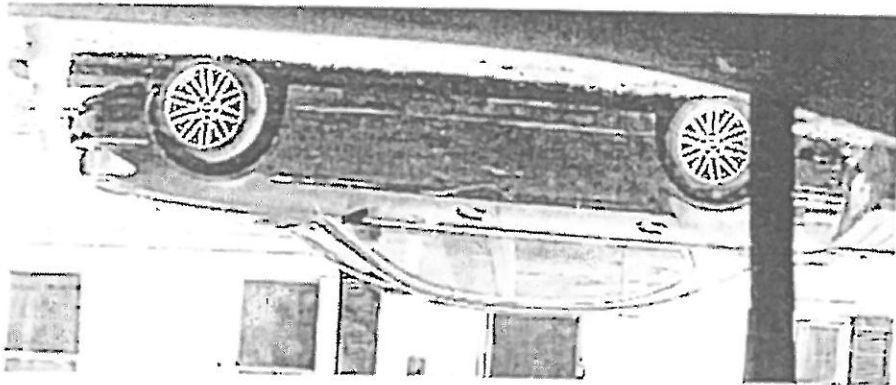
ATTACHMENT TO APPLICATION  
FOR SEARCH WARRANT

IN THE MATTER OF:  
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Elizabeth City, NC 27909

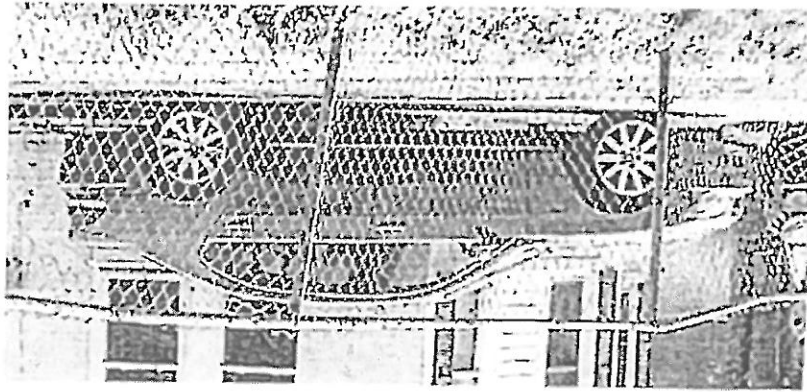
Ave. for approximately 1/2 miles and turn left onto Perry St.  
421 Perry St. is the first residence on the right after turning  
onto Perry St.

Vehicle(s):

2004 BMW 745 Ti, four (4) door sedan, green in color displaying  
a North Carolina registration number plate of R8D-3295,  
registered to Andrew Brown, Jr. DOB: 03/13/1979. VIN:  
WBAGN63424DS47176.



BMW, four door sedan, gray in color displaying a North Carolina  
registration number plate of BLE-4543 (fictitious).



Person(s):

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 20th DAY OF April 2021

*George R. Miller*

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

Signature of Applicant

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ATTACHMENT TO APPLICATION  
FOR SEARCH WARRANT

IN THE MATTER OF:  
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Andrew Brown, Jr. described as a black/male, forty-two (42)  
years of age, with a date of birth of 03/13/1979, Social  
Security number of [REDACTED] and a North Carolina driver  
license of [REDACTED]

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

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 20th DAY OF April, 2021  
*[Signature]*

Signature of Applicant  
[REDACTED]  
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ATTACHMENT III - PROBABLE CAUSE AFFIDAVIT:

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

I, Investigator [REDACTED] of the Pasquotank County Sheriff's Office and herein after referred to as "Affiant", do hereby depose and state:

Affiant has been employed with the Pasquotank County Sheriff's Office since September 2015 and currently holds the position of Investigator, assigned to the Albemarle Drug Task Force. Prior to holding this position, Affiant was employed with the Dare County Sheriff's Office for approximately three (3) years holding the position of patrol deputy. Affiant has completed in excess of 1000 hours of law enforcement training to include, but not limited to, the areas of death and crime scene investigations, recovery of mobile devices, drug enforcement, narcotics investigations, narcotics identification, conspiracy investigations, surveillance operations and arrest, search and seizure procedures. Affiant has been involved in investigations that have led to the arrest and successful prosecution of violations of North Carolina General Statutes in a variety of matters. While employed as a law enforcement officer, Affiant has dealt with informants, conducted surveillance, arrested suspects, seized evidence and executed search warrants. Affiant has successfully developed narcotics investigations and made felony and misdemeanor arrests for violations of the North Carolina Controlled Substances Act.

The information received during the course of this investigation is discussed in this affidavit and is believed to be true and accurate by Affiant.

In March of 2021, Affiant received information from agents of the Dare County Narcotics Task Force, regarding the illegal

SWORN TO AND SUBSCRIBED BEFORE ME:  
THIS 20<sup>th</sup> DAY OF APRIL 2021

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

Signature of Applicant  
[REDACTED]



ATTACHMENT TO APPLICATION  
FOR SEARCH WARRANT

IN THE MATTER OF:  
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sales of controlled narcotics by Andrew Brown residing on Perry St. in Elizabeth City, North Carolina 27909. Affiant is familiar with Andrew Brown and know same to be Andrew Brown, Jr., hereinafter referred to as BROWN, for the purpose of this affidavit.

Agent [REDACTED] of the Dare County Narcotics Task Force, advised he was in communication with a confidential source of information, which he refers to as CI#1. CI#1 informed Johnson that they have been purchasing narcotics from BROWN for over one (1) year. CI#1 stated they have purchased different quantities of cocaine, "crack" cocaine, heroin and methamphetamine from BROWN on numerous occasions. CI#1 informed Johnson that BROWN would sometimes travel to Dare County and deliver said narcotics. CI#1 also informed Johnson that they have been to Elizabeth City, North Carolina to purchase narcotics from BROWN at various locations including numerous hotels/motels and BROWN's residence on Perry St. on at least three (3) occasions.

On March 17, 2021 members of the Dare County Narcotics Task Force utilized CI#1 to conduct a controlled purchase of a quantity of cocaine from BROWN. This controlled purchase was recorded with audio/video (A/V) recording device(s). CI#1 identified BROWN as the person they purchased methamphetamine from.

On March 29, 2021 members of the Dare County Narcotics Task Force utilized CI#1 to conduct a controlled purchase of a quantity of methamphetamine from BROWN. This controlled purchase was recorded with audio/video (A/V) recording device(s). CI#1 identified BROWN as the person they purchased methamphetamine from.

Affiant and agents of the Albemarle Drug Task Force are familiar with BROWN and know him to be a source of supply of "crack" cocaine, cocaine, heroin/tenanyl and methamphetamine to the Elizabeth City/Pasquotank County area. Affiant has spoken with

Magistrate  Superior Court Judge  District Court Judge  Deputy Clerk  Asslt. CSC  Clerk of Superior Court

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 30th DAY OF March 2021  
*Henry R. Clark*  
2021

Signature of Applicant



ATTACHMENT TO APPLICATION  
FOR SEIZURE WARRANT

IN THE MATTER OF:  
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other law enforcement officers who are familiar with BROWN and know him to be a source of supply of "crack" cocaine, cocaine, heroin/fentanyl and methamphetamine to Elizabeth City/Pasquotank County and surrounding areas. Affiant has received a copy of BROWN's criminal history and verified that he has been charged with numerous narcotics violations beginning in 1997, including convictions for possession of a Schedule II controlled substance.

Affiant and Albemarle Drug Task Force agents are familiar with vehicles which BROWN is in apparent control of. BROWN is known to operate a 2004 BMW, four (4) door sedan, green in color displaying a North Carolina registration number 8BD-3295, registered to BROWN. Said vehicle was used by BROWN on March 17, 2021 to transport cocaine to Dare County, during a controlled purchase conducted by the Dare County Narcotics Task Force. Brown has recently been seen, on numerous occasions, operating a BMW, four (4) door sedan, gray in color displaying a fictitious North Carolina registration number BLE-4543. BROWN has been seen frequenting the Quality Inn of Elizabeth City, North Carolina while operating said gray BMW. Affiant and agents of the Albemarle Drug Task Force know BROWN to utilize the Quality Inn as a location for sale and distribution of illegal narcotics.

Affiant has met with a confidential human source (CHS) of information that stated they are familiar with BROWN selling controlled substances to include but not limited to "crack" cocaine from 421 Perry St.

Affiant had previously interviewed the CHS. CHS has made statements against their own penal interest and they have been deemed truthful and reliable by Affiant and other Albemarle Drug Task Force agents.

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 20th DAY OF April, 2021

Magistrate  Superior Court Judge  District Court Judge  
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ATTACHMENT TO APPLICATION  
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CHS has stated that they are familiar with BROXN and know him to be a drug dealer in the Elizabeth City/Pasquotank County area. CHS has stated that they are familiar with "crack" cocaine in all forms, how it is packaged, how it is used and how it is introduced into the body. CHS admits to purchasing "crack" cocaine from BROXN numerous times.

Within fourteen (14) days of application for this search warrant CHS has seen "crack" cocaine in the listed residence, 421 Perry St. Elizabeth City, North Carolina 27909.

Affiant has worked numerous drug investigations and Affiant's training and experience show that person(s) involved in the sales of controlled substances will routinely store their drugs, currency and recordation of sales or monies owed in a place they feel is secure. It is reasonable to think that a person will feel that the premise and or establishment, previously stated, is a secure location.

Based on the information provided, Affiant believes the establishment 421 Perry St. Elizabeth City, North Carolina 27909 is being used to store, package and distribute narcotics, namely "crack" cocaine. Furthermore, Affiant believes the two (2) vehicles listed in this affidavit and attachment(s) are in BROXN's apparent control and are being used by BROXN to store, traffic and distribute illegal narcotics.

Affiant contends the information contained in this affidavit, taken in its entirety, provides probable cause to believe that a search of 421 Perry St. Elizabeth City, North Carolina 27909, a 2004 BMW, four (4) door sedan, green in color and a BMW, four (4) door sedan gray in color will result in the discovery of controlled substances and other evidences of criminal activity and respectfully requests the court to issue a search warrant for the items described above.

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 20th DAY OF April, 2020

*[Signature]*  
Magistrate Superior Court Judge District Court Judge  
Deputy Clerk Asst. CSC Clerk of Superior Court

Signature of Applicant  
*[Redacted]*