

- User Accounts - 62
- Web History - 15164
- Wireless Networks - 7
- Timeline - 75056
- Audio - 72
- Images - 20154
- Videos - 62

Inventory made in the presence of Derek Dittman.

Corey L. Weinmaster #883
Corey Weinmaster

SUBSCRIBED to in my presence and sworn to before me this 17th day of January, 2024.

Olivia Taylor
Notary Public



INVENTORY

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

**IN THE MATTER OF THE SEARCH WARRANT
OF THE DESCRIBED PREMISES OF
LINCOLN POLICE DEPARTMENT
575 SOUTH 10TH STREET
LINCOLN, LANCASTER COUNTY, NEBRASKA**

**STATE OF NEBRASKA)
)
COUNTY OF LANCASTER)**

ss.

**INVENTORY OF PROPERTY
SEIZED BY VIRTUE OF THE
SEARCH WARRANT ISSUED HEREIN**

Corey Weinmaster, being first duly sworn on oath, deposes and says the following is an inventory of the property seized by virtue of the Search Warrant issued herein:

The following is a list of the items seized and removed as evidence during the execution of a search warrant at the premise of the Lincoln Police Department, 575 South 10th Street, Lincoln, Lancaster County, Nebraska.

Samsung Galaxy A14 under Q2328360

- Applications Usage Log - 11212
- Calendar - 1
- Call Log - 2017
- Chats - 122
- Contacts - 1945
- Cookies - 3674
- Device Connectivity - 96
- Device Events - 5170
- Device Notifications - 1219
- Device Users - 1
- Devices - 5
- Emails - 562
- Installed Applications - 207
- Instant Messages - 79
- Locations - 2943
- Passwords - 890
- Searched Items - 129
- SIM Data - 9
- Social Media - 173

Clerk of District Court

FILED

JAN 16 2024

CLERK'S OFFICE, DISTRICT COURT
LANCASTER COUNTY, NEBRASKA

RECEIPT OF SEIZED ITEMS

The following is a list of the items seized and removed as evidence during the execution of a search warrant at the premise of the Lincoln Police Department, 575 South 10th Street, Lincoln, Lancaster County, Nebraska.

Samsung Galaxy A14 under Q2328360

- Applications Usage Log – 11212
- Calendar – 1
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- Images – 20154
- Videos - 62

CLERK'S OFFICE, DISTRICT COURT
LANCASTER COUNTY, NEBRASKA

JAN 19 2024

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Clerk of District Court

Date 1/17/24

Gregory L. Wernait #883
Law Enforcement Officer

Witness [Signature]

JAN 16 2024

FILED
Clerk of District Court

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. SEARCH WARRANT
COUNTY OF LANCASTER)

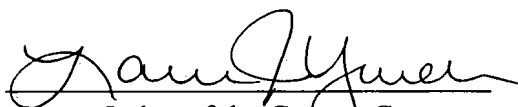
TO: Officer Ryan Sternhagen #1875, a law enforcement officer with the Lincoln Police Department, Lincoln, Lancaster County, Nebraska, any and all law enforcement officers, and agents thereof.

WHEREAS, Officer Ryan Sternhagen #1875 has filed an Affidavit before the undersigned Judge of the County Court of Lancaster County, Nebraska, and said written Affidavit, having been duly considered, the court finds that the facts set forth in said Affidavit are true, and that those facts do constitute grounds and probable cause for the issuance of a Search Warrant.

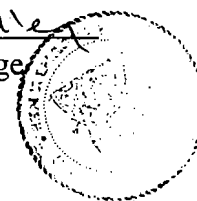
THEREFORE, you are commanded to search and seize the items as described in **Attachment A**, hereby attached and incorporated by reference, to include any specific authorization as contained in **Attachment A**.

THEREFORE, you are commanded to execute and return this Search Warrant in the manner as prescribed in **Attachment A**.

Given under my hand and seal this 12th day of January, 2024.


Judge of the County Court

Laurie J Tardle
Printed Name of Judge



JAN 16 2024

FILED
Clerk of District Court

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. AFFIDAVIT FOR SEARCH WARRANT
COUNTY OF LANCASTER)

Officer Ryan Sternhagen #1875, being first duly sworn upon oath, deposes, and states is a law enforcement officer with the Lincoln Police Department in Lincoln, Lancaster County, Nebraska. Your Affiant is currently involved in the investigation of a of Burglary 28-507, Aid/Abet Burglary 28-507, and Attempted Burglary 28-507, occurring on 12-22-2023, at 900 Q Street in Lincoln, Lancaster County Nebraska.

Attachments

(Include Name of Attachment Exactly)

Attachment A: Digital Device(s) to be Searched

Attachment B: Technical Information Regarding the Search of Digital Devices

The above are hereby attached and incorporated by reference.

Affiant's Background

Your Affiant has been a police officer for the Lincoln Police Department since 2019. Your Affiant has training and experience in conducting criminal investigations, specifically, investigations involving both residential and commercial burglaries.

This Affidavit is submitted in support of a search warrant. Your Affiant may not have set forth every fact known to your Affiant regarding this investigation. The information contained in this Affidavit is from your Affiant's criminal investigation and may include information provided by other law enforcement, or others.

Case Facts

On 12-21-2023, Investigators with The Lincoln Police Department received a tip from a Confidential Informant of known reliability, which stated a burglary was going to take place at the Lincoln Journal Star construction site, which is located at 900 Q Street Lincoln, Lancaster County, Nebraska. This tip indicated the burglary was going to take place sometime throughout the early morning hours on 12-22-2023. The confidential informant further indicated the potential burglars would arrive in a pickup truck or an SUV with a box trailer.

On 12-22-2023 at approximately 12:40am, Officers with The Lincoln Police Department observed a 2006 Blue Dodge Ram Pickup bearing Nebraska license plates YZD093 to be backed up the fence which surrounds the Lincoln Journal Star construction site. The aforementioned vehicle was specifically parked in the parking lot directly to the north of The Lincoln Journal Star construction site, which is located at 901 S Street. Your AFFIANT previously drove through the parking lot of 901 S Street approximately one hour prior and did not observe the aforementioned vehicle in the lot. Officers with The Lincoln Police Department observed a person inside the fenced in lot of the Journal Star Construction site just south of where the pickup was parked.

Several officers surrounded the construction site and held a perimeter until a trained police K-9 and a police drone arrived. Officers located and arrested a party believed to have been involved in the burglary just outside of the construction site. After a search of the multi-level construction site, officers did not locate anyone inside. Your AFFIANT spoke to the police K-9 handler about the search. The Police K-9 handler indicated the police K-9 was alerting to someone inside an air vent within the building. Due to safety concerns and certain search limitations, officers did not enter or fully search the air vents.

Officers broke down the perimeter and went back into service. Your AFFIANT was aware the pickup was still parked against the fence of the Journal Star construction site. Your AFFIANT continued watching the pickup in the event someone exits the construction site and leaves in the pickup. On 12-22-2023 at 3:22am, Your AFFIANT observed a white male on the exterior of the fencing which surrounds the construction site. Your AFFIANT observed the male to be hiding behind a concrete pillar, in an attempt to avoid detection from Law Enforcement. Ultimately, Your AFFIANT arrested Jay Dean Walton 08-25-1966 as he was attempting to enter the aforementioned vehicle, which was found to be registered in his name through the Department of Motor Vehicles.

During a search incident to arrest, Your AFFIANT located a headlamp and a handheld flashlight on Jay Walton's person. Jay Walton waived his Miranda Warnings and participated in an interview with Your AFFIANT and additional officers with The Lincoln Police Department. Jay Walton admitted to being inside of the Lincoln Journal Star construction site. Jay Walton admitted to using the headlamp and flashlight to look around in the building as it was dark outside. Jay Walton admitted his associates bring him copper and other items for him to sell. Jay Walton indicated he takes a portion of the monetary gain from these sales.

Jay Walton gave Your AFFIANT permission to enter his vehicle and retrieve receipts from the copper sales Jay Walton is involved with. While retrieving the receipts, Your AFFIANT observed several tools and an electric saw in the back seat of Jay Walton's vehicle. Your AFFIANT knows from training and experience, these tools, saws, and flashlights are tools which are often used when committing burglaries. Jay Walton asked Your AFFIANT to retrieve his cellphone which was located in the aforementioned pickup. Your AFFIANT found a Black Samsung Cellphone plugged into the pickup. The cellphone was seated on the front seat of the pickup. At this time, Your AFFIANT seized the cellphone and maintained custody of the phone until it was placed into The Lincoln Police Department's property under property number Q2328360.

Investigators with The Lincoln Police Department learned from the previously mentioned confidential informant Jay Walton was communicating with them via cellphone about committing the burglary at The Journal Star building. The confidential informant specifically stated Jay Walton communicated both by cellphone and Facebook Messenger under two different Facebook accounts. The confidential informant confirmed with investigators, Jay Walton uses his cellphone to access his Facebook accounts.

Investigators with The Lincoln Police Department confirmed the above described confidential informant's reliability to Your AFFIANT. Investigators explained this same confidential informant provided investigators with information which lead to three separate felony arrests and a search warrant.

Your AFFIANT found documentation from officers within The Lincoln Police Department listing Jay Walton as a suspect in commercial and residential burglaries. On 12-09-2022, Jay Walton was developed as a suspect after his pickup was seen on surveillance footage during a theft of an LG refrigerator and a Samsung Electric Range/Oven. Officers with The Lincoln Police Department developed Jay Walton as suspect in that specific case following a Crime Stoppers tip. The Crime Stoppers tip stated the pickup seen on surveillance footage during the theft belongs to Jay Walton. Officers with The Lincoln Police Department along with Deputies from The Lancaster County Sherriff's Office went to Jay Walton's house in an attempt to contact him. Both officers and deputies observed Jay Walton's pickup in his driveway and suspected that pickup was the same pickup which was seen on the surveillance footage. Jay Walton was not cited in this case.

On 03-22-2023, Jay Walton was identified as the party responsible for being involved in a theft of \$5,000.00 worth of copper electrical wire. For this specific case, The Lincoln Police Department developed Jay Walton as a suspect after receiving a crime stoppers tip indicating Jay Walton as the party responsible. Officers were unable to develop enough probable cause to cite Jay Walton for this case. On 08-14-2023, The Lincoln Police Department cited Jay Walton after he was trespassing and taking air conditioning units. On 08-14-2023, Jay Walton was identified as the party responsible for taking control of a bundle of fiber optic internet cables from a remodeling project. During the theft, Jay Walton was developed as a suspect after his pickup and license plate was seen on camera. Officers with The Lincoln Police Department contacted Jay Walton who admitted to trespassing and taking control over the fiber optic cable. The victim in this specific case did not wish to pursue criminal charges therefore, Jay Walton was not cited.

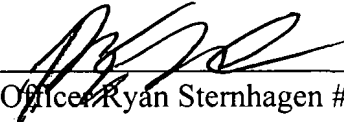
The same confident informant of known reliability, who was listed above, indicated Jay Walton is responsible for burglaries which took place at Shopko, 4200 S. 27th Lincoln, Nebraska, Burger King, 5940 Havelock Lincoln, Nebraska, and an unknown building in the 6000 block of Cornhusker Hwy Lincoln, Nebraska. Your AFFIANT was unable to find any police reports showing these burglaries were reported to The Lincoln Police Department. Your AFFIANT found documentation from other officers within The Lincoln Police Department about Jay Walton. On February 16, 2022, Officers with The Lincoln Police Department listened to Jay Walton's recorded jail calls while Jay Walton was incarcerated. Jay Walton was heard telling a known party which locations to burglarize. Jay Walton went into detail explaining which construction site's to burglarize as they do not have proper permits and likely will not call police and report themselves as a victim of a crime.

Your AFFIANT knows through training, experience, and research individuals involved in burglaries often use their phone to communicate with associates about which locations to burglarize, where to sell stolen items, formulation of plans prior to committing burglaries, and delegate tasks before during and after a burglary. Your AFFIANT is also aware individuals committing crimes will carry their cellular device with them leaving location data of where exactly their phone was located with specific dates and time.

The above does constitute grounds of probable cause for the issuance of a search warrant to search and seize the evidence specifically identified in **Attachment A**, to include any specific authorization requested authorization to be ordered by the court.

Further AFFIANT saith not;

Dated this 12 day of January, 2024.

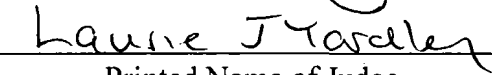


Officer Ryan Sternhagen #1875, AFFIANT

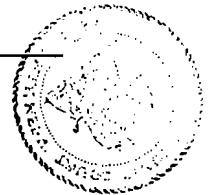
SUBSCRIBED to in my presence and sworn to before me this 12 day of _____, 2024.



Judge of the County Court



Printed Name of Judge



ATTACHMENT A: Digital Device(s) to Be Searched

Law enforcement and those assisting law enforcement is directed to seize and search the following:

- **Black Samsung Cell phone**, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number Q2328360 and Case Number C3-113224.

for the following evidence, to include any live and/or deleted data to include including any live and/or deleted data for the time frame of 12-01-2022 to 12-23-2023, specifically for the seizure of following items:

1. Device identifiers, information and configurations.
2. User account information and any associated accounts on the device.
3. Call logs.
4. Contact lists.
5. Short Message Service (SMS), Multimedia Messaging Service (MMS) messages and instant messages.
6. Chat messages from installed applications.
7. Email messages.
8. Installed applications and their corresponding accounts and data.
9. Images and associated metadata.
10. Photographs and/or videos, and associated metadata.
11. Audio files, including voicemails, and associated metadata.
12. Document files and associated metadata.
13. Internet browsing history, including bookmarks, searches, browser cookies and other associated cache files.
14. Location data to include cellular tower connections, GPS (Global Positioning System) fixes, waypoints, routes, tracks, maps, and associated metadata.
15. Wireless networks, Bluetooth, IP addresses, and synchronization connection history.
16. Memos and notes (typed and voice).
17. User dictionary.
18. Calendar information.
19. Passwords, keychains.
20. Databases and file systems.
21. Device activity logs and application usage logs

To obtain and search the data from the aforementioned digital device, law enforcement and/or those assisting may:

1. Obtain data from the physical memory of the digital device itself as well as from any data storage devices housed within the digital device, specifically Secure Digital (SD) and Subscriber Identification Module (SIM) cards;
2. Obtain data from the aforementioned digital device's active file system, as well as unallocated space as to recover deleted data and file fragments;
3. Obtain data by making unobtrusive revocable setting changes to permit the digital extraction of the data unless the digital device requires disassembly to obtain the desired data which may render the device inoperable;
4. Copy, forensically image, view, photograph, record, and/or conduct forensic analysis of the data obtained;
5. Enlist the aid of non-law enforcement, who are trained in conducting forensic analysis of the data in retrieving and analyzing the data. When files have been deleted, they can be potentially recovered later using forensic tools. A person with familiarity with how digital devices work may, after examining the data, be able to draw conclusions about how the device was used, the purpose of its use, who used it, where, and when; and/or
6. Be required to examine every file and scan its contents briefly to determine whether it falls within the scope of the warrant. This is necessary as it is difficult to know prior to the search the level of technical ability of the device's user and data can be hidden, moved, encoded or mislabeled to evade detection.
7. Remove the digital device to another location conduct the digital forensic examination and/or analysis.

The search of digital devices is a lengthy process requiring special steps to ensure the integrity of the digital devices. In the event the search and/or seizure of evidence is not completed within ten (10) days, law enforcement is authorized to return the search warrant within ten (10) days upon completion of the search and seizure.

ATTACHMENT B: Technical Information Regarding the Search of Digital Devices

Through your Affiant's training and past experience, and from information provided by Electronic Evidence Unit forensic examiners, your Affiant is aware that:

Digital device data can provide valuable insight for criminal investigations. Digital devices are used by the general public for communication, access to and sharing of information, research, socialization, entertainment, mapping, shopping, note taking and other functionality. Individuals also use digital devices for the aforementioned purposes, and as a tool for facilitating criminal activity.

Digital devices are often used to communicate via voice, text messaging, social media or other communication applications; and share data with other users and that such digital data can be transferred between various digital devices. Information associated with such data may show evidence of current, on-going, future, and past criminal activity as well as assist law enforcement in determining identity and culpability of participants, including identifying those with knowledge of a criminal offense or identify those who have aided a criminal participant in the commission of a criminal offense, victims and/or witnesses. As such, digital devices possessed by criminal participants can serve both as an instrument for committing crime as well as a storage medium for evidence of the crime, including communications to plan, execute, and otherwise document the commission of a crime.

There have been numerous instances where criminal participants utilized digital devices to photograph themselves, associates and/or co-conspirators, and victims; instances in which digital devices were used by criminal participants to create videos of their criminal activity; instances where criminals participants have used digital devices' internet applications to research crimes they have or intend to participate in; instances in which criminal participants have maintained notes within digital devices; and instances in which criminal participants used global positioning, mapping and other location services to facilitate in-person meetings with co-conspirators and/or a victim.

On a digital device, data can be created in a matter of moments because most operations can be performed almost instantly, which would be relevant to the incident being investigated. The data can be created intentionally or accidentally by the user, or automatically by the device itself as a part of its regular functioning.

Electronic evidence can remain on the digital devices for indefinite periods of time after the data was created, even if deleted by the user. Data generally is stored on the physical memory of the digital device, but also can be stored on removable storage devices such as Secure Digital (SD) and Subscriber Identification Module (SIM) cards. A forensic examiner may be able to recover information deleted by the user throughout the working life span of the device.

The following are examples of how types of data on digital devices can assist investigators. A full, all-inclusive list would be impossible due to the ever-increasing development of digital devices and their applications:

1. Phone information, configurations, calendar events, notes and user account information which can be used to identify or confirm who owns or was using a digital device. Because of their small size, digital devices can easily be passed from one person. As such it is necessary to document evidence that reveals or suggests who possessed or used the device. This evidence is akin to the search for venue items when executing a search warrant at a residence.
2. Call logs can establish familiarity between people involved in an incident. These records are consistently stamped with dates and times which can be significant regarding the reconstruction of the timeline of events regarding an investigation. Associated contact lists stored in the device can provide names to correspond with voice calls as well as other forms of communication. Voicemails can indicate the purpose of the phone call when the phone call was not answered. This information can also be invaluable to establish conspirators, witnesses, and suspect information.
3. Data from associated supplemental software applications (apps), both standard and manually installed, stored on the digital devices can demonstrate the user's association with investigated people, locations, and events. Digital devices can run apps which allow them to increase their functionality. Common programs include social media applications, such as Facebook, as well as messaging applications Snapchat and Facebook Messenger to name a few. These applications are increasingly used as alternative methods for users to communicate from the standard messaging service as they offer additional functionality. Many of these applications can determine the user's geographic location which can be instrumental to completing an investigation.
4. Media files such as images, videos, audio, and documents provide first-hand documentation of actions regarding an event. Additionally, files can contain embedded metadata that show additional information which is valuable to investigators such as when and where the file was created. Digital devices can create, store and exchange media with other devices and computers.

Your Affiant seeks to complete a comprehensive and unbiased examination of the data on the device for information which could aid in the investigation; seeking only prescribed information would jeopardize the completeness of the search as it is typically unknown how the electronic device was used or the technical ability and intent of the user before the device has been examined. As with other types of evidence, the context, location, and data surrounding information in the device data is often necessary to understand whether evidence falls within the scope of the search warrant. This type of information will be important to the forensic examiner's ability to piece together and recognize evidence of the above-listed crimes.

Your Affiant knows that digital devices are constantly changing system data on the device as programmed by their manufacturer. Additionally, your Affiant knows that searching the digital device itself would irreversibly alter data and/or evidence on the device. To search a device for evidence, the commonly accepted best practice of digital forensics is to utilize forensic software to obtain an extraction of the data on the device. Attempts will be made to obtain the devices data by only making unobtrusive revocable changes to the system settings to permit the extraction of the data. If necessary, the digital device may require disassembly to obtain the desired data which may render the device inoperable. These processes do not change or alter any of the user data stored on the device. The extraction is then searched using analysis software to locate, identify, and seize the evidence authorized by this warrant. The device and the image are then preserved in evidence.

The digital device has been stored in a manner in which its/their contents are, to the extent material to this investigation, substantially the same state as when it first came into the possession of law enforcement.