

LPD Case Number: C4-019807

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE SEARCH WARRANT
OF THE DESCRIBED PREMISES OF
1221 SOUTH 23RD STREET #5
LINCOLN, LANCASTER COUNTY, NEBRASKA

C1724-1

SEARCH WARRANT RETURN

STATE OF NEBRASKA)
)
COUNTY OF LANCASTER) ss.

The undersigned states that he received the Search Warrant issued herein on the 7th day of March, 2024, and that he executed the same on the 8th day of March, 2024, by seizing the property described in the Inventory filed herein and by delivering a copy of the Search Warrant for the said property at the place from which the property is taken.

Alexander Salcedo #1778
Alexander Salcedo #1778

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

LANCASTER COUNTY
2024 MAR 12 PM 4:45
CLERK OF THE
DISTRICT COURT

Jacqueline M. Butler
Notary Public



002162863D02

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RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from 1221 south 23rd Street #5 in Lincoln, Lancaster County, Nebraska:

Proof of occupancy
2 firearms
Pistol magazines
bullets
Unknown white pill
2 phones
Drug Paraphernalia
Scale

LANCASTER COUNTY
2024 MAR 12 PM 4:45
CLERK OF THE
DISTRICT COURT

DATED this 8 day of March, 2024.

Alex Julew #1778
Law Enforcement Officer

[Signature] 1735
WITNESS

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
)
County of Lancaster)

ss.

SEARCH WARRANT

CLERK OF THE
DISTRICT COURT

2024 MAR 12 PM 4:45

LANCASTER COUNTY

TO: Joseph Villamonte, a Police Officer with the Lincoln Police Department, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Joseph Villamonte, has filed an Affidavit before the undersigned Judge of the County Court of Lincoln, 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 1221 South 23rd Street #5, a multi-unit apartment complex with #5 being on the 2nd floor and a black '5' being clearly marked on the door in Lincoln, Lancaster County, Nebraska, for the following items:

Any and all controlled substance, including but not limited to Marijuana; drug paraphernalia item commonly used for the ingestion of controlled substances; drug paraphernalia items commonly used for the preparation and distribution of controlled substances including, but not limited to scales, plastic bags, film canisters, tin foil, or other packaging containers such as vials and plastic wrap; Equipment used in the production of controlled substance including, but not limited to grow lights, exhaust fans, fertilizers, pots, and potting soil; Any documentary evidence relating to the source of the controlled substance including, but not limited to customer lists, account sheets, ledgers, notes, or diaries; receipts; maps; cellular telephones and any other electronic storage device that could be used in the communication and storage of information of the sale of controlled substances; any proceeds directly attributable to the sale of controlled substances including, but not limited to United States currency, bank accounts, property, or other financial records, permission to photograph the same; any evidence of occupancy or ownership; and authorizing and directing seizure of the same; All firearms, ammunition, containers, or firearms related accessories and any documentation relating to the ownership or purchase of any firearms.

Law enforcement is authorized to access any safe or lockable storage container by any means necessary.

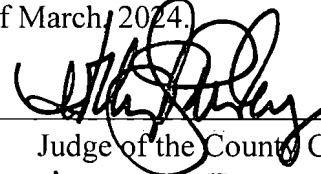
Law enforcement is authorized to measure, photograph, video tape, and seize the aforementioned items.

The court finds that the public interest requires that the requested search warrant not be restricted to daytime service and that it may be served at any time as firearms are accessible to the occupants and other evidence can be destroyed.

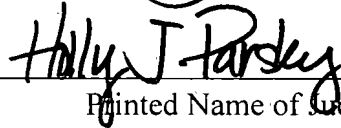
Law enforcement are not required to knock and announce their presence prior to entry.

This search warrant shall be executed and returned within ten (10) days to a Clerk of the District Court of Lancaster County, Nebraska.

Given under my hand and seal this 7th day of March, 2024.



Judge of the County Court



Printed Name of Judge



IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

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

CLERK OF THE
DISTRICT COURT

2024 MAR 12 PM 4:45

LANCASTER COUNTY

Joseph Villamonte, being first duly sworn upon oath deposes and states that he is an Investigator for the Lincoln Police Department, Lancaster County, Nebraska. AFFIANT further states he is currently involved in the investigation of **POSS FIREARM BY PROHIBITED JUV OFFENDER-2ND OFFENSE- 28-1204.05, POSS FIREARM BY A PROHIBITED PERSON - 28-1206(3)(B),** and **MANU/DELV/POSS CONTR SUBST W/INTENT TO DELVR - 28-416(1)(A)** occurring at 2125 A Street #7 and 1221 South 23rd Street #5 in Lincoln, Lancaster County, Nebraska. As part of the investigation, AFFIANT has consulted with other involved law enforcement and reviewed case reports. AFFIANT states as follows:

Facts:

In December 2023, Lincoln Police Investigator Villamonte #1700, your Affiant, was contacted by a reliable confidential informant (CI), who has provided reliable and corroborated information in the past. The CI stated Tresean M. White was involved in the sale of controlled substances including cocaine and marijuana. The CI stated White was also in possession of a Glock handgun with an extended magazine that the CI had personally observed.

On 02-10-2024, Lincoln Police Officer Nelson #1503 conducted a traffic stop on a silver 2023 Ford Escape rental vehicle at South 11th and E Street. Officer Nelson contacted White as the driver of the vehicle and noted a strong odor of marijuana coming from within the vehicle. Officer Nelson conducted a vehicle search, and no contraband was located. Officer Nelson arrested a passenger in the vehicle on an active arrest warrant, and the passenger was found to have three 10 mg Amphetamine and Dextroamphetamine, a schedule II-controlled substance on his person.

On 02-18-2024, your Affiant was contacted by the CI who stated White was in possession of an AR style rifle and was involved in a disturbance near his

residence. Your Affiant located a fight call for service outside of 2103 A Street involving numerous people. The fight call was handled by officers without any citations or arrests. White's known address is 2125 A Street #7, which is documented in Lincoln Police's records management system, and White has been observed at the address during surveillance numerous times.

On 02-20-2024, your Affiant and members of the Metro Area Fugitive Task Force made contact at 2125 A Street #7 after observing a person known to have a felony warrant enter the residence. During the contact, White and his Mother Tameka Tafoya exited the residence and communicated with investigators. There were also two unknown males located at the residence who left during the contact. Investigators smelled the strong odor of burnt marijuana coming from within the residence during the contact.

On 03-05-2024, your Affiant was conducting social media surveillance on White's known Snapchat account and observed him posting a video that occurred in the evening hours of 03-04-2024. The video depicts White shooting a handgun at a shooting range with the caption of 'Big boy fn45'. Three additional handguns along with additional ammunition and an extended magazine can be observed on a table in the video. Your Affiant contacted Discount Enterprise Guns (DE) and sent a still image of the shooting range White was shooting at. DE Guns staff stated the video was taken from their range. Lincoln Police Investigator Lind #1638 obtained surveillance video from DE Guns showing White, Adarius George (DOB 01-24-1997), Jimari Moon (DOB 07-12-2001) and Lemar Davis (DOB 07-17-19860) shooting numerous firearms at the DE Guns range on 03-04-2023 at approximately 1830 hours within Lancaster County. White, Moon, and George all completed an adult release assumption of risk and indemnity agreement provided by DE Guns to use the range on 03-04-2024, and Davis completed one prior to this date that is good to use the range for a year. The rangemaster was able to identify the group shooting a Ruger 5.7 handgun, a 9mm Glock handgun, an AR 12 shotgun, a C2 Scorpion rifle, a custom-made AR 15 rifle, and an unknown model .45 caliber handgun. The group arrives on the range in a black Chevrolet Suburban where everyone exits the vehicle and aids in unloading the firearms at the range. There are additional surveillance videos that show all four males shooting on the range.

Your Affiant conducted a criminal history check on George and found he was convicted on two counts of felony possession of a controlled substance on 09-24-2019 prohibiting him from possessing firearms. Your Affiant found Moon

to have been approved for a handgun purchase permit through Lancaster County on 03-01-2024, which would provide him with the ability to purchase firearms. Your Affiant knows George to live at 1221 S 23rd Street #5 based on past contacts with George at the residents and it is his documented address in the department's record management system.

Your Affiant is familiar with George through past narcotic and weapons investigations. On 01-26-2023, your Affiant was monitoring George's known Snapchat account and observed him post a photograph with the caption 'shop' and a gas pump emoji. Your Affiant knows through extensive investigative experience involving the sale of controlled substances through social media that 'shop' is a term used to tell people viewing the post to contact the poster for the purchase of controlled substances. The gas pump emoji is known to represent 'gas' or potent marijuana.

On 05-31-2023, your Affiant and other Lincoln Police investigators contacted George and Sean Gamble (DOB 07-14-2001) at 1221 South 23rd Street #5 on a warrant detail. Investigators arrested Gamble on an active arrest warrant and noted a strong odor of burnt marijuana coming from within the apartment.

On 09-19-2023, Lincoln Police Investigator Meyer #1716 observed a video posted to social media where George is holding a black handgun. During the video, George removes the magazine from the handgun and live ammunition can be observed in the magazine.

On 11-08-2023, your Affiant observed George post a photograph to Snapchat with the caption of '3g for 20 tap in'. Your Affiant knows that 3 grams is the weight of marijuana with 20 being a suggested price for the marijuana. Your Affiant knows that 'tapn' means for the person viewing the post to contact George for the purchase of the marijuana. On 11-08-2023, your Affiant observed George post a photograph to Snapchat with the caption of '1 STOP SHOP TAP IN'.

On 02-03-2024, Lincoln Police Officer Neely contacted Gamble and George on a traffic stop at 10th and Nelson Street. Officer Neely noted an odor of marijuana coming from the vehicle. Officer Neely conducted a vehicle search and located a single nugget of marijuana in the center console and tied off clear baggie of suspected cocaine in between the driver's seat and center console later weighed to be .5 grams. Portion of the substance was tested and showed a presumptive positive reaction to the presence of cocaine. Officer Neely arrested Gamble for possession of a controlled substance.

Within 48 hours of authoring this warrant, your Affiant communicated with the aforementioned CI who stated White is still a source for marijuana and cocaine and is still in possession of a handgun.

Your Affiant conducted a criminal history check of White through the Lancaster County Attorney's Office. On February 19, 2020, White was charged with Unlawful Possession of Firearm by a Juvenile Offender (Class IV Felony) in the Separate Juvenile Court of Lancaster County, Nebraska at JV19-493. (White had previously been found responsible for a felony in Douglas County for Delivery/Possession with Intent to Deliver a Controlled Substance in 2019). On April 28, 2020, the Juvenile Court provided White with the required notice of firearm prohibition of adjudicated for a felony. On August 28, 2020, the Separate Juvenile Court of Lancaster County adjudicated White for the offense of Unlawful Possession of Firearm by a Juvenile Offender (Class IV Felony).

Your Affiant conducted research on Davis and found him to live at 2725 Q Street #1 and to own a black 2015 Chevrolet Suburban with Nebraska license plates AHF199. Your Affiant found Davis to have an active firearm purchase permit in Lancaster County as of 03-01-2024. Your Affiant found Davis to have 8 handguns registered to him, however this list does not include rifles or shotgun Davis may have purchased. One of the handguns Davis was found to own is a Ruger 5.7, which is the same model that the DE Guns rangemaster reported observing the group shoot. Davis was also observed to own a Kimber .45 caliber 1911 handgun which could also be the .45 caliber handgun the rangemaster reported seeing. Your Affiant conducted surveillance at 2725 Q Street #1 and observed Davis's black Chevrolet Suburban parked in the driveway, and it appeared identical to the vehicle observed at DE Guns on 03-04-2024. Your Affiant conducted a utility check through Lincoln Electrical Services and found Davis to be paying the electric bill at 2725 Q Street #1. Your Affiant finds it is probable that Davis aided in the transport and use of numerous firearms that were possessed by White and George who are both prohibited from possessing firearms.

Your Affiant knows through investigative experience that it is common for persons to display and possess firearms on social media when they are involved in the sale of controlled substances to show they are armed to protect the product they are selling and the proceeds they may have from sales. Your Affiant also knows through training and investigative experience that in some cases persons involved in the sale of controlled substances will use a motor vehicle to transport

controlled substances during the sales or to purchase controlled substances. Your Affiant knows through training and investigative experience that persons involved in the sale of controlled substances use their primary residences and/or places they commonly frequent to store their controlled substances for safekeeping.

The above does constitute grounds of probable cause for the issuance of a Search Warrant for 2125 A Street #7, a multi-unit apartment complex with #7 being on the north half of the building on the second floor and 1221 South 23rd Street #5, a multi-unit apartment complex with #5 being on the 2nd floor and a black '5' being clearly marked on the door in Lincoln, Lancaster County, Nebraska, for the following items:

Any and all controlled substance, including but not limited to Marijuana; drug paraphernalia item commonly used for the ingestion of controlled substances; drug paraphernalia items commonly used for the preparation and distribution of controlled substances including, but not limited to scales, plastic bags, film canisters, tin foil, or other packaging containers such as vials and plastic wrap; Equipment used in the production of controlled substance including, but not limited to grow lights, exhaust fans, fertilizers, pots, and potting soil; Any documentary evidence relating to the source of the controlled substance including, but not limited to customer lists, account sheets, ledgers, notes, or diaries; receipts; maps; cellular telephones and any other electronic storage device that could be used in the communication and storage of information of the sale of controlled substances; any proceeds directly attributable to the sale of controlled substances including, but not limited to United States currency, bank accounts, property, or other financial records, permission to photograph the same; any evidence of occupancy or ownership; and authorizing and directing seizure of the same; All firearms, ammunition, containers, or firearms related accessories and any documentation relating to the ownership or purchase of any firearms. Your AFFIANT requests permission from the court to access any safe or lockable storage container by any means necessary.

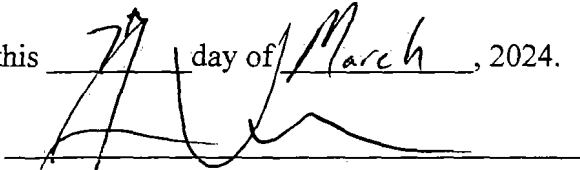
Law enforcement requests to measure, photograph, video tape and seize the aforementioned items.

Law enforcement is requesting that the search warrant not be restricted to daytime service and that it may be served at any time for the following reasons: Based on previously mentioned social media posts, surveillance video, and CI information that White is in possession of firearms. For the safety of all involved, including the community, occupants of 2125 A Street #7, occupants of 1221 South 23rd Street #5, and law enforcement is asking for the flexibility to serve the warrant anytime of the day or night in order to safely serve the warrant.

Your Affiant further states that Officers are not required to knock and announce their presence prior to entry. If the Officers announce their presence and knock prior to their entry into 2125 A Street #7 and 1221 South 23rd Street #5, in Lincoln, Lancaster County, Nebraska, the property sought poses danger to life or limb of the officers or others as well as. Specifically, your Affiant states that: The aforementioned firearms could be accessed and readied by individuals inside the residence if announcements are given.

Further AFFIANT saith not;

Dated this 7th day of March, 2024.


Joseph Villamonte, AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 7th day of March, 2024.


Judge of the County Court

Holly J. Fordy
Printed Name of Judge



