

MAY 07 2024

Clerk of the District Court

LPD Case Number: C2-110982

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA


CR24-1

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


SEARCH WARRANT RETURN

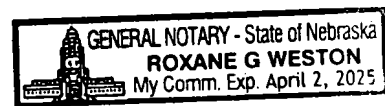
STATE OF NEBRASKA)
)
COUNTY OF LANCASTER) ss.

The undersigned states that she received the Search Warrant issued herein on the 1st day of May, 2024, and that he executed the same on the 6th day of May, 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.


Derek Dittman

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


Notary Public





MAY 07 2024

Clerk of the District Court

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**

Derek Dittman, 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 undersigned hereby acknowledges receipt of the following described property seized from Samsung Galaxy S20 labeled with case number C2-110982 and property number Q2304697 located in the Lincoln Police Department Property Unit at 575 S. 10th St., Lincoln, Lancaster County, Nebraska:

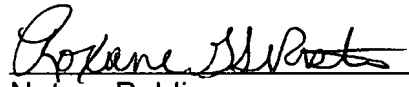
Full file system extraction from Samsung Galaxy S20

Inventory made in the presence of Corey Weinmaster.



Derek Dittman

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



Notary Public



MAY 07 2024

Clerk of the District Court

RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from Samsung Galaxy S20 labeled with case number C2-110982 and property number Q2304697 located in the Lincoln Police Department Property Unit at 575 S. 10 St., Lincoln, Lancaster County, Nebraska:

Full file system extraction from Samsung Galaxy S20

DATED this 6th day of May, 2024.


Law Enforcement Officer


Witness

C2-110982

MAY 07 2024

Clerk of the District Court

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

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

TO: Lynette Russell, a certified law enforcement officer with the Lincoln Police Department, Lancaster County, Nebraska, any and all law enforcement officers, or others as needed by law enforcement.

WHEREAS, Lynette Russell 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 pursuant to Neb. Rev. Stat. §29-814.04.

THEREFORE, you are commanded to search and seize the items as described below.

Property to be Searched and Seized

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

- **Samsung Cell Phone**, to include any digital storage device within, in the possession of the Lincoln Police Department located in Lincoln, Lancaster County, Nebraska, labeled with:
 - Property Number: **Q2304697**
 - Case Number **C2-110982**

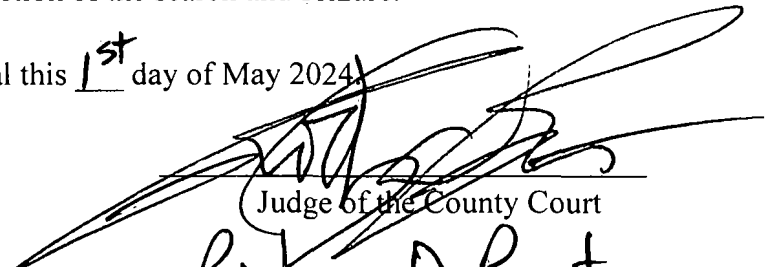
And seize the following evidence, to include any live and/or deleted data:

1. Device identifiers, information, and configurations.
2. User account information and any associated accounts on the device.
3. Databases and file systems.
4. Device activity logs and application usage logs
5. Call logs.
6. Contact lists.
7. Short Message Service (SMS), Multimedia Messaging Service (MMS) messages and instant messages.
8. Chat messages from installed applications.
9. Email messages.
10. Installed applications and their corresponding accounts and data.
11. Images and associated metadata.

12. Videos, and associated metadata.
13. Audio files, including voicemails, and associated metadata.
14. Document files and associated metadata.
15. Internet browsing history, including bookmarks, searches, browser cookies and other associated cache files.
16. Location data to include cellular tower connections, GPS (Global Positioning System) fixes, waypoints, routes, tracks, maps, and associated metadata.
17. Wireless networks, Bluetooth, IP addresses, and synchronization connection history.
18. Memos and notes (typed and voice).
20. Calendar information.
21. Passwords, keychains.

This Search Warrant shall be executed and returned within ten (10) days to the Clerk of the Lancaster District Court, Nebraska. In the event the search and/or seizure is not complete within ten (10) days, law enforcement is authorized to return the search warrant within ten (10) days upon completion of the search and seizure.

Given under my hand and seal this 1st day of May 2024.



Judge of the County Court
Rodney D. Reuter
Printed Name of Judge



IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

Clerk of the District Court

MAY 07 2024

Lancaster County, NE
FILED

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

Lynette Russell, a certified law enforcement officer for the Lincoln Police Department, being first duly sworn upon oath deposes and states that your Affiant is currently involved in the investigation of a Sexual Assault [28-320] (C2-110982) and a First Degree Sexual Assault of a Child [28-319] (C1-108492), occurring in Lincoln, Lancaster County, Nebraska.

Affiant's Background

Your Affiant has been a law enforcement officer since 1998. Your Affiant has received basic academy training and additional training through the Lincoln Police Department. Affiant has experience in conducting criminal investigations including misdemeanor and felony offenses.

This Affidavit is being submitted for the limited purpose of securing a search warrant. Your Affiant has not set forth every fact known regarding this investigation. The facts contained in this Affidavit are based in part on the investigations that your Affiant has conducted, or information provided to your Affiant by other law enforcement officers.

Case Facts

On November 16th, 2021, A.W.(06-11-06), who was 15 yoa at the time, reported that she had been sexually assaulted by her father, Jesse Widick (05-18-1980) for multiple years (C1-108492) in Lincoln, NE. A.W. also disclosed that Jesse Widick showed her pornography from his cellular phone and his laptop computer in the past and that some of the pornography Jesse showed A.W. was from Pornhub. A.W. also said that she took a video of herself when she was in seventh grade about wanting to kill herself and in the video discussed that the reason that she wanted to kill herself was because of her father. This video is on a Chromebook that was last in A.W.'s bedroom.

A.W. also said around 2020, she located a blue album in a Bud Light box in Jesse Widick's bedroom closet on a shelf that contained pictures of what she thought were minors and said that they were all naked.

A search warrant was served at 1201 Berkshire #44 Lincoln, NE, Lancaster County, on November 23rd, 2021. It should be noted that the search warrant was executed approximately a week after the initial report was initiated. Several electronic devices were collected during the search warrant; including an external hard drive, computer tower, and laptops.

There was also a photo of a close-up of someone's legs and vagina that was found in a container by the bedroom closet in Jesse Widick's bedroom. There was a dresser in Jesse Widick's bedroom and there were some Penthouse magazines located in the second drawer.

A.W.'s chromebook, which she said contained a video of herself disclosing the sexual abuse by her father, was not located at 1201 Berkshire #44, Lincoln, Ne during the search warrant. A.W. advised that she thought that her chromebook was last under her bed in her bedroom at the apartment. During the search warrant, her chromebook was not recovered.

On 1-6-2022, a search warrant was served to search the electronic devices that were recovered from the physical search warrant at 1201 Berkshire #44, Lincoln, NE. The warrant was turned over to Investigator Corey Weinmaster, in the Electronic Evidence Unit at the Lincoln Police Department. According to Inv. Weinmaster's report, he found a nude photograph of an adult on one of these devices but did not locate any pornography sites. He was also unable to get into the external hard drive due to it being encrypted.

During this investigation, there were several other victims who were interviewed in regard to Jesse Widick also touching them inappropriately. Your affiant interviewed M.R. (03-30-00) (who was twenty-two years of age at the time) on December 9th, 2022, who was one of these victims. M.R. reported that she used to visit her grandmother, who lived across the street from Jesse Widick (6931 Garland, Lincoln, NE). M.R. reported that when she used to visit 6931 Garland, around when she was ten years old, Widick would sometimes touch her breasts, buttocks, and vagina over her clothing. She thought that this occurred approximately twenty-five to thirty times around 2010-2012.

M.R. also told your Affiant that as she got older, she would babysit for Widick at 1201 Berkshire Court Apartment 44, Lincoln, Nebraska. M.R. reported that when she was around nineteen years old, Widick tried to get her to drink alcohol and Widick put his hands down her pants and touched her over her underwear. She said that Widick would touch her breasts and she would tell him, "no" and smack his hands. M.R. communicated with Widick on her cell phone and over Facebook. (C2-110983)

On March 2nd, 2023, Widick was arrested for multiple sexual assault and felony child neglect charges. He was arrested by the Lancaster County Task Force at 610 W 4th Street in Snyder, Nebraska. Widick was standing by the driver's door of his work pickup (white 2015 Chevrolet Silverado C2500 NE plate: YDU567) and Lancaster County Deputy Lance Johnson reported that he observed a cell phone on the driver's seat of the truck that belonged to Widick, which was collected and turned over to your Affiant. This Samsung cell phone was then placed into the Lincoln Police Department property unit under **Q2304697**. Your Affiant asked Widick on March 2nd, 2023, for consent to search his cellular phone that was seized and he refused to allow consent to search it.

Widick has been at the Lancaster County Jail since he was arrested on March 2nd, 2023. Your Affiant listened to jail calls that were made by Jesse Widick (id: 574083). There are multiple jail calls through IC Solutions where Widick discusses evidence being on his cell phone that is currently in property at the Lincoln Police Department. Some of the IC Solution jail recordings are as follows:

June 12th, 2023, to Widick's brother, Kevin Gunn (07-19-1982) (402-649-2625) 20:33:26 hrs CSN: 111092015: Widick said that he had his mom do a factory reset on one of her phones so he could have his mom access Widick's phone. This would allow him to have access to all of his data on his phone. Widick wants his mother to get all the information so Widick could "defend myself" in court with text messages, etc. Widick's mother got approval from Verizon to be a manager of Widick's account so she can have it activated.

June 13th, 2023, to Widick's mother, Brenda Hake (11-03-1960) (402-270-5252) 12:41:34 hrs CSN: 111098913: Widick and his mother, Brenda, are talking about Brenda getting access to the data that is on his cell phone. Widick said, "I just need it for the evidence off of it."

June 20th, 2023, to Widick's sister, Heidi Borowiak (10-24-77) (402-312-6771) 20:40:21 CSN: 111215113: Widick is discussing with his sister, Heidi, about what he wants her to get off of his phone. Widick asked Heidi to get into his Snapchat. Widick asked Heidi to look for the messages sent and received. He said that he wants her to look for pictures of M.R. in lingerie and they should be saved and he thought it was from a couple of years ago. Widick said that it may be in messages from his daughter or from M.R. He said that he saved it in the message area and he didn't download it. Widick told Heidi to look for "inappropriate pictures." Widick said that there should be a picture of M.R.'s thigh showing her panties while she is sitting in the front of his Suburban. He thought these could be from 2020-2021. Heidi said that she found a picture of a thigh with underwear with a tattoo on it and the date is 4-20-21. Widick asked her to take a screen shot of it.

August 18th, 2023, to Widick's mother, Brenda Hake (402-270-5252) 17:20:02 hrs CSN: 112143141: Widick said that maybe after he gets done with the lawyer, they can get Heidi to link his emails so it doesn't require the phone number to have access to it. The only reason Widick is maintaining it is "because I need to get some of that shit off of there, you know what I mean."

October 7th, 2023, to Widick's mother, Brenda Hake (402-270-5252) 09:55:14 hrs CSN: 112860009: Brenda asked Widick if she could shut his phone off from Verizon and Widick said that he still needs to log into an app.

After the jail calls were heard, M.R. was contacted including on 4-17-24. M.R. was asked about sending Jesse Widick provocative photos of herself in the past. M.R. confirmed that she does have multiple tattoos on her thigh but said that she never sent Widick any photos of her thigh/underwear. M.R. also said that she had a photograph that she took of herself in lingerie (around April 17th, 2021), on her cell phone, but she also never sent this photograph to Widick.

All this information supports your Affiant to search Widick's cell phone that was seized during his arrest on March 2nd, 2023, that is currently in the Lincoln Police Department's property unit at 575 S 10th Street, Lincoln, Nebraska. There is suggestion during Widick's jail calls that he has evidence on his phone including possible photographs of M.R. in a provocative manner, which assists in corroborating her relationship with Widick.

During the search warrant of Widick's residence at 1201 Berkshire Court #44 on November 23rd, 2021, Widick's cell phone was not recovered. Due to A.W. disclosing that Widick showed her pornography from his cell phone, it is possible that Widick may still have evidence on his phone corroborating A.W.'s statement.

Background on 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 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 past, current, and future criminal activity. The information

also assists law enforcement in determining the identity and culpability of participants, and the identity of victims and/or witnesses. As such, digital devices can serve both as an instrument for committing crime, as well as a storage medium for evidence of the 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. Affiant also states that is common for users of digital devices to communicate using a variety of methods including text messages, audio files, videos and images. It is also common for users to utilize all of these methods in a single conversation. For example, a user may send an image, video and/or audio clip in a text message conversation. Failing to extract this data may seriously jeopardize law enforcement's ability to understand the context of the conversation, which may be inculpatory or exculpatory.

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. Through the normal operation of a device, it logs location data, user interactions, location data, passwords, keychains, notifications, wireless connections and stores this information in databases and/or file systems.

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.

As explained herein, information stored in digital devices may provide crucial evidence of the "who, what, why, when, where, and how" of the criminal conduct under investigation. In your Affiant's training and experience, digital device data can indicate who has used or controlled the digital device. This "user attribution" evidence is analogous to the search for "indicia of occupancy" while executing a search warrant at a residence.

To obtain and search the data from the aforementioned digital device, your Affiant requests the ability to enlist the aid of non-law enforcement who are trained in conducting forensic analysis of the data in retrieving and analyzing the data. In order to successfully complete an examination, it may be necessary to repair or replace components, or utilize potentially destructive methods. Your Affiant requests authorization to utilize the least destructive means to analyze the device before using more potentially destructive methods.

It may 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. This would be relevant to not including a time frame restriction to this search.

Your Affiant also knows that if these items are not isolated and seized from network connectivity in a timely manner, evidence may be destroyed, transferred, encrypted, modified, or otherwise lost forever. Your Affiant knows that data recovered from digital devices could be used to refute or corroborate data recovered from other mobile devices or obtained from service providers.

Property to be Searched and Seized

Your Affiant is requesting to search the following:

- **Samsung Cell Phone**, to include any digital storage device within, in the possession of the Lincoln Police Department located in Lincoln, Lancaster County, Nebraska, labeled with:
 - Property Number: **Q2304697**
 - Case Number: **C2-110982**

And seize the following evidence, to include any live and/or deleted data:

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14. Document files and associated metadata.
15. Internet browsing history, including bookmarks, searches, browser cookies and other associated cache files.
16. Location data to include cellular tower connections, GPS (Global Positioning System) fixes, waypoints, routes, tracks, maps, and associated metadata.
17. Wireless networks, Bluetooth, IP addresses, and synchronization connection history.
18. Memos and notes (typed and voice).
20. Calendar information.
21. Passwords, keychains.

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

Further AFFIANT saith not;

Dated this 1st day of May 2024.

Lynette Russell

Lynette Russell AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 1st day of May 2024.

[Signature]
 Judge of the County Court

Rodney D. Reuter

Printed Name of Judge

