

AFFIDAVIT FOR SEARCH WARRANT

STATE OF WISCONSIN)
) SS.
MANITOWOC COUNTY)

WHEREAS, Investigator John Dederling of the Calumet County Sheriff's Department, being first duly sworn on oath, states on information and belief that the facts tending to establish the grounds for issuing a search warrant are as follows:

Your affiant is an investigator with the Calumet County Sheriff's Department. Your affiant has duties that include homicide, sexual assault, kidnapping, mutilating or hiding a corpse and false imprisonment investigations in and around Calumet County, Wisconsin. On November 5, 2005, the Calumet County Sheriff's Department was requested by the Manitowoc County Sheriff's Department to lead the investigation on behalf of the Manitowoc County Sheriff's Department under the doctrine of mutual aid.

Your affiant is informed that on November 3, 2005, at 5 p.m., Karen Halbach contacted the Calumet County Sheriff's Department. Halbach stated that her daughter, Teresa Marie Halbach, DOB: 03/22/1980, had not been seen or heard from since Monday, October 31, 2005. Halbach said it was unusual for Teresa not to have had personal or telephone contact with her family or friends for this length of time. Halbach stated that her daughter was driving a 1999 Toyota Rav 4, dark blue in color.

Your affiant is informed that on November 4, 2005, Investigator Dave Remiker of the Manitowoc County Sheriff's Department interviewed Steven A. Avery (DOB: 07/09/1962) on November 4, 2005. Upon speaking with Steven Avery, Avery stated that he resides at 12932 Avery Road in the Town of Gibson, Manitowoc County, Wisconsin. Avery also did provide Investigator Remiker with verbal consent to search his residence, and Investigator Remiker was allowed into Avery's residence on November 4, 2005. Avery informed Investigator Remiker that Teresa Halbach was on his property on Monday, October 31, 2005, to take photographs of a vehicle he was selling. Avery also stated that Barbara Janda lives at 12930A Avery Road in the Town of Gibson, Manitowoc County, Wisconsin. Janda's residence is very close in proximity to the location where Teresa Halbach conducted her business on the Avery property on October 31, 2005.

On November 5, 2005, your affiant observed the property at 12932 Avery Road, in the Town of Gibson, County of Manitowoc, Wisconsin, occupied by Steven A. Avery, Sr. (DOB: 07/09/1962). Your affiant states that the residences and garages are located

within the property of Avery Auto Salvage. The auto salvage yard is approximately 40 acres in size and is surrounded by a berm and some fencing. On the property, there are numerous outbuildings, residences and vehicles, those that are operational and also junked and scrapped vehicles, associated with the salvage yard business. Your affiant is aware that Steven Avery is employed by Avery Auto Salvage and would have access to all the buildings, vehicles, and residences on the parcel.

Your affiant is informed that on November 5, 2005, officers received information from volunteer searchers that they had located a vehicle matching the description of the vehicle owned by Teresa Halbach at Avery Auto Salvage located 12932 Avery Road, in the Town of Gibson, County of Manitowoc, Wisconsin. Your affiant is informed that Investigator Remiker was provided with the VIN number of the Rav 4 located at Avery Auto Salvage; the searchers provided the VIN #JT3HP10V5X7113044 taken from the vehicle which they located. Investigator Remiker was able to confirm that VIN #JT3HP10V5X7113044 is the correct number for Teresa Halbach's Toyota Rav 4. During a visual observation of the vehicle, Investigator Remiker noted that there were tree branches covering the vehicle and also vehicle parts placed alongside of the vehicle which looked as though someone had attempted to conceal the vehicle. The vehicle was subsequently seized and transported to the Wisconsin Crime Laboratory.

Affiant states that on November 5, 2005 Investigator Remiker carried out a physical search of the residence at 12932 Avery Rd., Town of Gibson, Manitowoc County, Wisconsin, the residence of Steven Avery. Investigator Remiker observed a dried red substance which appeared to be blood on the wood trim and side door of Steven Avery's residence. The door and trim was located in close proximity to a bedroom which contained identifiers for Steven Avery. Investigator Remiker also identified a dried red substance which appeared to be blood on the bathroom floor in front of the washer and dryer in the residence of Steven Avery.

Affiant states on November 6, 2005 Investigator Remiker carried out a search of a detached garage next to the Steven Avery residence. Investigator Remiker located approximately seven different locations within the garage floor where a dried red substance which appeared to be blood was found. Investigator Remiker also located approximately eleven spent .22 caliber long rifle shell casings on the floor of the garage. Investigator Remiker also observed a five speed Suzuki Samarai vehicle, green in color. Investigator Remiker noted that there appeared to be latent finger and palm prints on the rear window of the vehicle. Investigator Remiker noted that the latent prints were found in close proximity to areas of dried blood on the garage floor.

Affiant was also informed by Investigator Tom Fassbender that blood was found in the 1997 Toyota Rav 4 belonging to Teresa Halbach and located within the Avery Auto Salvage Compound. Steven Harrington of the State of Wisconsin Crime Laboratory in Madison stated that technicians had located presumptive blood in the rear cargo portion of the vehicle and also in the front of the vehicle in the ignition area. Steve Harrington

further indicated that technicians also located visible palm prints on the rear hatch area of the Toyota Rav 4.

Affiant states that he was informed by Investigator Wendy Baldwin of the Calumet Sheriff's Dept. that she had found blood on a number of vehicles in the Avery Auto Salvage yard. Officer Baldwin indicated that on November 6, 2005 she was working with a cadaver dog known as Brutus handled by the Great Lakes Search Team. Investigator Baldwin indicated that Brutus "hit" on a plastic tarp that was found over a vehicle. Investigator Baldwin noted that Brutus "hit" on a second gray vehicle in an adjacent location and a subsequent search of the interior of the vehicle identified a rag which appeared to be blood stained. Investigator Baldwin indicated she was present when Brutus "hit" on a third vehicle and a subsequent search identified what appeared to be dried blood in both the front and back seat.

Your affiant believes that based upon Teresa's lack of contact with her employer and family members and her vehicle being abandoned at the Avery Auto Salvage yard, that Teresa Halbach is the victim of a crime including, but not limited to, homicide, sexual assault, kidnapping, false imprisonment and theft. Your affiant states the based upon his training and experience his investigation of homicide and assaults it is common for the perpetrator to sustain injuries including but not limited to scratches, bruises and bite marks.

Affiant states that Earl K. Avery, d.o.b. 06/10/70, Delores A. Avery, d.o.b. 08/20/37, Steven A. Avery, Sr., d.o.b. 07/09/62, Barbara E. Janda, d.o.b. 11/07/64, Charles E. Avery, d.o.b. 07/13/54, Allan K. Avery, d.o.b. 05/03/37 and Bobby A. Dassey, d.o.b. 10/18/86 all reside and/or work at the Avery Auto Salvage Compound. The above named individuals would have had access to the 1997 Toyota Rav 4 owned by Teresa Halbach and located at the Avery Auto Salvage Compound, because they work and/or reside within the compound.

Affiant states that he has reviewed Wisconsin Department of Transportation records concerning Charles Earl Avery DOB: 07-13-1954, your affiant states that he has utilized said records before and has found them to be reliable. Your affiant states that the Department of Transportation records indicate that Charles Earl Avery DOB: 07-13-1954, is described as a male, race unknown, 5'07", weighing 140 pounds with blond hair and blue eyes. Your affiant states that Department of Transportation records confirm that Charles Earl Avery, DOB: 07-13-1954, resides at 12928 Avery Road, Town of Gibson, County of Manitowoc, State of Wisconsin.

Affiant states that searching the persons of Earl K. Avery, d.o.b. 06/10/70, Delores A. Avery, d.o.b. 08/20/37, Steven A. Avery, Sr., d.o.b. 07/09/62, Barbara E. Janda, d.o.b. 11/07/64, Charles E. Avery, d.o.b. 07/13/54, Allan K. Avery, d.o.b. 05/03/37 and Bobby A. Dassey, d.o.b. 10/18/86, for defensive wounds and drawing blood and taking finger and palm prints will aid in the investigation of the case by providing standards for crime lab analysis,

Investigator Mark Wiegert
Calumet County Sheriff's Department

Subscribed and sworn to before me this 7th day of Nov., 2005.

Circuit Court Judge
Manitowoc County, Wisconsin