

## SEARCH WARRANT

TO THE SHERIFF OR ANY CONSTABLE OR ANY PEACE OFFICER OF SAID COUNTY:

WHEREAS, Captain Paul Rusch of the Calumet County Sheriff's Department, being duly sworn, has complained in writing to the said Court, and states on information and belief, that on November 8, 2005, in and upon vehicles currently located at The Wisconsin State Crime Lab 4706 University Avenue, City of Madison, County of Dane, State of Wisconsin, more specifically described as:

- (1) A 1993 Pontiac Grand Am, blue in color  
Wisconsin license plate # 187JJF  
Registered to Steven Avery, 12930 Avery Road, Two Rivers, Wisconsin

There are now located and concealed certain things, to-wit:

- (1) Paperwork proving ownership/use of vehicle.
- (2) Women's clothing including, but not limited to, blue jeans, a white button-down shirt, and a spring jacket.
- (3) Teresa Marie Halbach, DOB: 03/22/1980, described as a white female, sandy blonde hair, 5'6", approximately 135 pounds.
- (4) Property belonging to Teresa Halbach including, but not limited to, cameras, film and photography equipment, and electronic storage devices.
- (5) Forensic evidence including, but not limited to, fiber evidence, blood, hair, saliva, semen, and fingerprints.
- (6) Instrumentalities capable of taking a human life including, but not limited to, weapons, firearms, ammunition, knives, cutting instruments, ropes, and ligatures.

which things were used in the commission of, or may constitute evidence of a crime, to-wit: violations of secs. 940.01, 940.225, 940.30, 940.31 and 943.20, Wis. Stats.

and prays that a Search Warrant be issued to search said vehicles for said items.

NOW, THEREFORE, in the name of the State of Wisconsin, you are commanded forthwith to search said vehicles for said things, and if the same or any portion thereof are found, to bring the same, and the persons(s) in whose possession the same are found, and return this warrant within forty-eight hours of service, before the said Court, to be dealt with according to law.

Dated this \_\_\_\_\_ day of November, 2005.

\_\_\_\_\_  
JUDGE  
MANITOWOC COUNTY, WISCONSIN

ENDORSEMENT

Received by me, \_\_\_\_\_, 2005

at \_\_\_\_\_ o'clock \_\_\_\_M.

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AFFIDAVIT FOR SEARCH WARRANT

WHEREAS, Captain Paul Rusch 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:

1. Your affiant is a captain with the Calumet County Sheriff's Department. Your affiant has duties that include missing person 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.
2. Your affiant is informed by Investigator Mark Wiegert of the Calumet County Sheriff's Department, 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.
3. 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). 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.
4. 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.
5. Your affiant received information that when Teresa Halbach was last seen, she was wearing blue jeans, a white button-down shirt, and a spring jacket.

6. Your affiant is informed that on November 5, 2005, Investigator Kim Skorlinski of the Wisconsin Department of Justice, Division of Criminal Investigations, spoke with Steven Avery at N9493 Highline Road in the Town of Stephenson, County of Marinette, Wisconsin. Your affiant is informed that Investigator Skorlinski is working in conjunction with Detective Tony O'Neil of the Marinette County Sheriff's Department. Avery informed Investigator Skorlinski and Detective O'Neil that the vehicles listed in the search warrant were the vehicles that were driven from 12930 Avery Road in the Town of Gibson, Manitowoc County, Wisconsin, to N9493 Highline Road in the Town of Stephenson, County of Marinette, Wisconsin, earlier in the morning on November 5, 2005. Investigator Skorlinski and Detective O'Neil observed said vehicles and describe them as: (1) a 1993 Pontiac Grand Am, blue in color, Wisconsin license plate # 187JJF, registered to Steven Avery, 12930 Avery Road, Two Rivers, Wisconsin; and (2) a 2005 International Harvester Flatbed Tow Truck, red in color, Wisconsin license plate #GD27469, Registered to Charles E. Avery and Earl K. Avery, d/b/a Avery Auto Salvage, 12928 Avery Road, Two Rivers, Wisconsin.
7. A search warrant was authorized for the seizure and subsequent search of the above-mentioned 1993 Pontiac Grand Am. The vehicle was seized in Marinette County, Wisconsin on or about November 7, 2005 and subsequently transported to the Wisconsin State Crime Laboratory, located at 4706 University Avenue, City of Madison, County of Dane, Wisconsin, for processing. Said vehicle was not searched within the time specified in the original search warrant. Your affiant has been informed that employees of the Wisconsin State Crime Lab will not search said vehicle without an additional search warrant, or other authorization by the Court. Your affiant believes the information justifying the original authorization to search said vehicle remains unchanged and, therefore, seeks this additional search warrant from the Court.
8. 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.

Respectfully submitted this  
8<sup>th</sup> day of November, 2005.

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Captain Paul Rusch  
Calumet County Sheriff's Department

Subscribed and sworn to before me  
this 8<sup>th</sup> day of November, 2005.

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Notary Public, State of Wisconsin  
My commission: \_\_\_\_\_