\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*INSTRUCTIONS\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

-This search warrant mask is for the search of a residence during a SWAT stand off.

-There is RED text below that needs to be changed based on the needs of your search warrant.

-There is BLUE text below which is provided for information to the reader about what is being requested and why. Make sure you read this information and understand it since you are putting it your search warrant. You may need to adjust some of the wording or content in these areas to the specifics of your case.

-There is PURPLE text below which addresses at what time during the day a residential warrant may be served. By default, it must be served between 7AM and 7PM pursuant to C.R.S. 16-3-305(7)(a). Serving a warrant outside of that time period must be approved by the Court upon a showing of good cause.

- After the warrant is finalized, highlight all of the text by selecting CTRL+A and then change all text to black

-It would be a good idea to delete this section before printing/sending your warrant to get signed.

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*PLEASE DELETE\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

Case No:

COUNTY OF LARIMER ) IN THE COMBINED COURT

 ) SS

STATE OF COLORADO )

 **AFFIDAVIT FOR SEARCH WARRANT**

BEFORE THE HONORABLE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge / Magistrate

AFFIANT, YOUR NAME HERE, a commissioned law enforcement officer, being duly sworn, deposes and states that I have probable cause to believe that in, on, or upon the address, together with the yard and curtilage thereof, described and identified as:

SPECIFICALLY DESCRIBE THE RESIDENCE

ADD PHOTO OF PHONE IF AVAILIABLE

There is an on-going criminal offense of:

 CRIME – C.R.S. STATUTE, a class LEVEL OF OFFENSE

 CRIME – C.R.S. STATUTE, a class LEVEL OF OFFENSE

Your affiance has probable cause to believe that exigent circumstances exist which warrants the immediate monitored of the events inside the above-described location. In particular:

1. Still and video photographs, and crime scene drawings.
2. Employ audible and visual surveillance of the above described residence;
3. Enter the above descripted residence to resolve the ongoing criminal offense;
4. Retrieval of any equipment belonging to police (surveillance equipment, launched munition rounds, and chemical containers)
5. Case specific items like cell phones, weapons, drugs, cash, bodily fluids or DNA, documents.

For which a search warrant may be issued upon one or more of the grounds set forth in the Colorado Rules of Criminal Procedure and CRS § 16-3-301, namely that this property has been stolen or embezzled, or which is designed or intended for use as a means of committing a criminal offense, or which is or had been used as a means of committing a criminal offense, or the possession of which is illegal, or which would be material evidence in a subsequent criminal prosecution in this state, another state, or federal court, or the seizure of which is expressly required, authorized, or permitted by a statute of this state or the United States, or that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding.

The facts establishing grounds for issuance of a search warrant and showing probable cause to believe that they exist are as follows:

BACKGROUND OF AFFIANT

STATEMENT OF PROBABLE CAUSE REGARDING CRIME BEING INVESTIGATED – OR IF FOR FUGITIVE PURPOSES, EXISTENCE OF OUTSTANDING WARRANT

The LAW ENFORCEMENT AGENGY utilizes a variety of audio and visual surveillance devices such as pole mounted cameras and a throw phone to communicate with and/or surveil suspects and victims in an effort to successfully resolve situations such as these.

Based on this training and experience and conversations with others in law enforcement, I know the following about the following topics regarding this investigation:

***Further requests:***

1. Pursuant to Crim. P. 41 and §16-3-304(2), Your Affiant requests that this Court seal the affidavit and search warrant and court order for production of records until the filing of charges based on this law enforcement criminal investigation. The affidavit establishes grounds to believe that disclosure at this time of the affidavit and search warrant and court order for production of records would be contrary to the public interest. Such order for sealing does not apply to representatives of law enforcement agencies, and District Attorney’s Offices.
2. Pursuant to CRS § 16-3-305(7)(a), Your Affiant requests that this Court authorizes the execution of this search warrant outside of the time requirements of between the hours of 7 A.M. and 7 P.M. Your Affiant requests authorization to execute this warrant between the hours of [AM TIME] and [PM TIME]. As good cause, [STATEMENT OF GOOD CAUSE].

I believe the above facts to be true from official LAW ENFORCEMENT AGENGY records, conversations with fellow officers, personal observations and interviews. I am a YOUR TITLE with the LAW ENFORCEMENT AGENGY. I have been trained at the State, and local levels with regard to my duties. I am authorized by law to execute search warrants in the State of Colorado.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

AFFIANT

This affidavit was sworn to and subscribed by telephone this DATE day of MONTH 20\*\* at \_\_\_\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge / Magistrate

 Case No.

COUNTY OF LARIMER ) IN THE COMBINED COURT

 ) SS

STATE OF COLORADO )

**SEARCH WARRANT**

BEFORE THE HONORABLE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 JUDGE / MAGISTRATE

TO: ANY PEACE OFFICER AUTHORIZED BY LAW TO EXECUTE SEARCH WARRANTS IN THE STATE OF COLORADO.

The Court, upon review of a sworn affidavit filed by YOUR NAME HERE, a commissioned police officer, in support of the issuance of this search warrant, hereby commands you to search **PREMISES/VEHICLE** and curtilage thereof, described and identified as:

SPECIFICALLY DESCRIBE THE RESIDENCE

ADD PHOTO OF PHONE IF AVAILIABLE

AND authorized to :

1. Take still and video photographs, and make crime scene drawings.
2. Employ audible and visual surveillance of the above described residence;
3. Enter the above descripted residence to resolve the ongoing criminal offense;
4. Retrieve of any equipment belonging to police (surveillance equipment, launched munition rounds, and chemical containers)
5. Case specific items like cell phones, weapons, drugs, cash, bodily fluids or DNA, documents.

For which a search warrant may be issued upon one or more of the grounds set forth in the Colorado Rules of Criminal Procedure and CRS § 16-3-301, namely that this property has been stolen or embezzled, or which is designed or intended for use as a means of committing a criminal offense, or which is or had been used as a means of committing a criminal offense, or the possession of which is illegal, or which would be material evidence in a subsequent criminal prosecution in this state, another state, or federal court, or the seizure of which is expressly required, authorized, or permitted by a statute of this state or the United States, or that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding.

Based upon the affidavit of the above-named affiant, which is incorporated by reference, I am satisfied that there is probable cause to believe that the property described is located at the place above described, and probable cause to seize the items described above pursuant to Crim. P. 41, and §16-3-301. YOU ARE THEREFORE AUTHORIZED to search the place described for the property described, and to make a return of this Warrant to the undersigned judge within fourteen days, and to deliver to the person from whom the property is taken, a copy of this Warrant together with a receipt for the property taken, or, to leave a copy of the Warrant and receipt at the place from which the property was taken.

IT IS FURTHER ORDERED:

1. That this Search Warrant and Order and application be **SEALED** until the filing of charges based on this law enforcement criminal investigation, that the identity of any target(s) of the underlying criminal investigation may be redacted from any copy of this Order to be served on any service provider or other person. After charges are filed, disclosure of this Search Warrant and Order and application is governed by Crim. P. 55.1.
2. Pursuant to CRS § 16-3-305(7)(a), this warrant must be executed between the times of 7 A.M. and 7 P.M. --- OR --- Pursuant to CRS § 16-3-305(7)(a), the Court finds good cause and authorizes the execution of this warrant between the hours of [AM TIME] and [PM TIME].

Based upon the affidavit of the above-named Affiant, which is incorporated by reference, I am satisfied that there is probable cause to believe there is a legal basis and also legal authority for the issuance of this Search Warrant. You are therefore authorized to execute this Search Warrant according to these terms and as otherwise permitted by law.

Dated this **\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_ 20\_\_**, at \_\_\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

JUDGE / MAGISTRATE