

STATE OF TEXAS

DOCKET#

COUNTY OF SCHLEICHER

COURT#

AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

I. BEFORE ME, THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED THE AFFIANT HEREIN, A PEACE OFFICER UNDER THE LAWS OF TEXAS, WHO, BEING DULY SWORN, ON OATH MADE THE FOLLOWING STATEMENTS:

Affiant is Marcos Martinez, and he is commissioned as a peace officer by the Office of the Texas Attorney General. Affiant holds a Master Peace Officer certification through the Texas Commission on Law Enforcement Officer Standards and Education that was issued on August 9, 2001. On March 17, 1987, Affiant was first commissioned as a peace officer in Texas by the Kingsville Police Department. On April 25, 1994, Affiant was commissioned as a peace officer by the Texas Lottery Commission, and on January 24, 2005, Affiant was commissioned as a peace officer by the Office of the Texas Attorney General. Affiant has now been a Texas peace officer for over 24 years. Affiant has 3,340 hours of total education under the Texas Commission on Law Enforcement Officer Standards and Education.

Affiant has been involved in criminal investigations involving financial crimes and the seizure of assets and asset forfeiture investigations for 18 years. Affiant has conducted and received training in search and seizure affidavits to include asset forfeiture investigations. Affiant is also familiar with the Texas Code of Criminal Procedure, Chapter 59, Forfeiture of Contraband, and Texas Penal Code, Chapter 34, Money Laundering. Affiant has attended asset forfeiture training conducted by the Federal Law Enforcement Training Center in El Paso, Texas, and the Texas Commission on Law Enforcement Standards and Education in Austin, Texas.

Affiant has previously written and executed seizure warrants for contraband involving felony offenses as defined under Texas Code of Criminal Procedure, Chapter 59 Forfeiture of Contraband. Affiant has testified before grand juries and at trials regarding those seizures and asset forfeiture investigations.

II. THERE IS IN SCHLEICHER COUNTY, TEXAS, A SUSPECTED PLACE AND PREMISES DESCRIBED AND LOCATED AS FOLLOWS:

1,691 acres of land, more or less, and building improvements, which are located at 2420 County Road 300, Eldorado, Schleicher County, Texas 76936. 2420 County Road 300 is also known as 2420 Rudd Road, Eldorado, Schleicher County, Texas 76936, hereinafter referred to as Suspected Place.

A. TRACT DESCRIPTION OF SUSPECTED PLACE

1,691 acres of land, more or less, out of section 71, Block LL, GC & SF RR Co. Survey, Abstract No. 180; Section 67, Block LL, GC & SF RR Co. Survey, Abstract No. 178; Section 69, Block LL, GC & SF RR Co. Survey, Abstract No. 179; Section 70, Block LL, GC & SF RR Co. Survey, Abstract Nos. 1428, 1431, 1433, 1434, 1436, 1437, and 1439; and Section 86, Block LL, TC RR Co. Survey, Abstract No. 1435, Schleicher County, Texas; and being described in the following two tracts:

Tract One: 320 acres of land, more or less, being the east half of Section 71, Block LL, GC & SF RR Co. Survey, Abstract No. 180; being the same tract conveyed in that certain Warranty Deed, dated December 31, 2003, executed by Kirk L. Griffin to YFZ Land Company LLC and recorded in Volume 438, Page 783 of the Official Public Records Schleicher County, Texas; and being Tract 1 in that certain Warranty Deed, dated January 1, 2009, executed by Texan Heritage, a Common Law Trust to United Order of Texas, a Common Law Trust and recorded in Volume 469, Page 395 of the Official Public Records, Schleicher County, Texas;

Tract Two: 1,371 acres of land, more or less, out of Section 67, Block LL, GC & SF RR Co. Survey, Abstract No. 178; Section 69, Block LL, GC & SF RR Co. Survey, Abstract No. 179; Section 70, Block LL, GC & SF RR Co. Survey, Abstract Nos. 1428, 1431, 1433, 1434, 1436, 1437, and 1439; and Section 86, Block LL, GC & SF RR Co. Survey, Abstract No. 1435; being the same tract conveyed in that certain Warranty Deed, dated November 20, 2003, executed by Johnny Isaacs et ux, Susie Isaacs, aka Susan Gail Isaacs to YFZ Land LLC and recorded in Volume 438, Page 61 of the Official Public Records, Schleicher County, Texas; and being Tract 2 in that certain Warranty Deed, dated January 1, 2009, executed by Texan Heritage, a Common Law Trust to United Order of Texas, a Common Law Trust and recorded in Volume 469, Page 395 of the Official Public Records, Schleicher County, Texas.

The property at issue in this warrant includes all real property, tangible property, intangible property, property improvements, buildings and building furnishings in which probable cause is established for the seizure thereof under Texas Code of Criminal Procedure, Chapter 59 Forfeiture of Contraband. Affiant affirms that, as of 2008, the individual structures located on the property were not identified with separate or individual addresses.

The Suspected Place in this warrant, at 2420 County Road 300, is reached by driving from the Schleicher County Courthouse and traveling north on Highway 277 for approximately 8/10 of a mile to County Road 300 (Rudd Road), turning northeast on County Road 300 and then traveling approximately four miles to the gate of the property, which is on the north side of the road. Entry to the 1,691 acres is controlled by a large white metal gate.

Affiant has attached a photo of the entrance to the said Suspected Place to this seizure affidavit. The attachment is identified as "ATTACHMENT A" and is incorporated into this affidavit by reference.

III. SAID PLACE IS CONTROLLED BY EACH OF THE FOLLOWING NAMED AND OR DESCRIBED SUSPECTED PARTIES TO WIT:

- A. The United Order of Texas, a Common Law Trust, President of the Board James Jerry Jessop (DOB: 11/03/1975), Vice-President Isaac Steed Jeffs (DOB: 09/27/1974), and Secretary Keith W. Dutson Sr. (DOB: 01/20/1961).
- B. Lyle Steed Jeffs (DOB: 1/17/1960), Utah driver's license number 5578692, 875 N Maple St., Hildale, UT 84784.
- C. Warren Steed Jeffs (12/03/1955), Utah driver's license number 5579559, 980 West Field Avenue, Hildale, UT 84784.

IV. IT IS THE BELIEF OF AFFIANT SUSPECTED PLACE IS CONTRABAND AND SUBJECT TO SEIZURE:

Affiant has probable cause to believe that the aforementioned property at 2420 County Road 300 is contraband under Texas Code of Criminal Procedure, Article 59.01(2) (A) (i) (B) (iv), (xiii) and (D). The Texas Code of Criminal Procedure defines contraband as property of any nature, including real, personal, tangible, or intangible that is (A) used in the commission of: (i) any first or second degree felony under the Texas Penal Code; (B) used or intended to be used in the commission of: (iv) any felony under Chapter 34, Penal Code; and (xii) any offense under Chapter 71, Penal Code; and (D) acquired with proceeds gained from the commission of a first or second degree felony under the Texas Penal Code, a felony under Chapter 34, Penal Code, or any offense under Chapter 71, Penal Code.

Chapter 59.02 of the Texas Code of Criminal Procedure provides that contraband is subject to seizure and forfeiture. Affiant is aware that Texas Code of Criminal Procedure, Article 59.03, provides for the seizure of contraband by any peace officer under the authority of a search warrant.

The Texas Code of Criminal Procedure, Article 18.02(12), provides that a search warrant may be issued to search for and seize contraband subject to forfeiture under Chapter 59 of the Texas Code of Criminal Procedure.

In this affidavit, Affiant provides facts showing there is probable cause that past or present persons, residing or affiliated with Suspected Place both known to Affiant and unknown to Affiant, have engaged in, and/or acquired the property with the intent to commit, felony offenses upon the property and within the buildings and improvements of this property.

Affiant will establish in said affidavit that Affiant has learned and believes that The United Order of Texas is owner of the Suspected Place that is described above in Section II.

Affiant will establish in said affidavit that Affiant has learned and believes many of the criminal offenses that are occurring, have occurred, or have been initiated at the Suspected Place described in Section II were committed at the direction of Warren Steed Jeffs.

Affiant will establish in said affidavit that Affiant has learned and believes that the violations of the Texas Penal Code have occurred at Suspected Place described in Section II above, namely violations of the following:

1. Texas Penal Code, Section 22.02, Aggravated Sexual Assault – first degree felony.
2. Texas Penal Code, Section 22.011, Sexual Assault – first and second degree felonies.
3. Texas Penal Code, Section 25.01(a) (1), Bigamy, (e) (2) – first degree felony, if the person is 16 years of age or younger at the time.
4. Texas Penal Code, Section 25.01(a) (1), Bigamy, (e) (1) – second degree felony, if the person is 17 years of age at the time.
5. Texas Penal Code, Section 34.01, Money Laundering – first degree felony, if the value of the funds is \$200,000 or more.
6. Texas Penal Code, Section 71 (a) (1), Engaging in Organized Criminal Activity – first degree felony.

Affiant stipulates that the enumerated felony offenses delineated above are all requisite predicate offenses as required under Code of Criminal Procedure, Chapter 59.01(2). The requisite predicate Texas Penal Code offenses are first and second degree felonies, including Money Laundering and Engaging in Organized Crime.

V. AFFIANT HAS PROBABLE CAUSE FOR SAID BELIEF BY REASON OF THE FOLLOWING FACTS:

On September 9, 2010, Affiant was assigned to conduct an asset forfeiture investigation of a property located at 2420 County Road 300, Eldorado, Schleicher County, Texas 76936. The investigation has generated probable cause to believe that the property at 2420 County Road 300, Eldorado, Schleicher County, Texas, has been used in the commission of Texas Penal Code offenses of first and second degree felonies, including Sexual Assault, Bigamy, Money Laundering and Engaging in Organized Criminal Activity.

Affiant believes that, upon the establishment of probable cause of the referenced offenses at said Suspected Place, there would be sufficient cause for the issuance of a search warrant to seize said Suspected Place under Chapter 59 of the Texas Code of Criminal Procedure.

A. CREATION OF YFZ LAND LLC

On October 27, 2003, YFZ Land LLC was formed in Texas as indicated by the records of the Texas Secretary of State. Affiant reviewed official filings obtained from the Texas Secretary of State entitled "Articles of Organization" for the YFZ Land LLC. The initial filing states that management of the company is reserved to the LLC's members. The initial member listed is David S. Allred, P.O. Box 201, Washington, Utah 84780.

Following the formation of YFZ Land LLC, the Texas Secretary of State received a number of subsequent filings concerning the entity. Affiant has reviewed these records, which depict the following:

1. July 13, 2004 – Article of Amendment to the Articles of Organization changes article four and article five to the following:
 - a. Registered office is changed to Ernest Jessop, 2420 CR 300, Eldorado, Texas 76936;
 - b. Ernest Jessop, Raymond Jessop, 2420 CR 300, Eldorado, Texas 76936, added as initial members.

2. August 11, 2004 – Article of Amendment to the Articles of Organization, changes article four and article five to the following:
 - a. Ernest Jessop is changed to Raymond Jessop 2420 CR 300, Eldorado, Texas 76936 as the Registered Office;
 - b. Merrill Jessop, Joseph Steed, 2420 CR 300, Eldorado, Texas 76936 are added as initial members;
 - c. Ernest Jessop is removed as initial member.
3. August 16, 2005 – Article of Amendment to the Articles of Organization, changes article five to the following:
 - a. The company is to be managed in whole by the manager, and the manager of the company is one individual;
 - b. The manager is listed as Merrill Jessop 2420 CR 300, Eldorado, Texas 76936;
 - c. The Registered Office address changed to 2420 CR 300, Eldorado, Texas 76936, and lists Merrill Jessop as registered agent;
 - d. All other persons are removed from the Articles of Organization.

B. PURCHASE OF 1,371 ACRES OF LAND, SCHLEICHER COUNTY, TEXAS

Affiant has read the 51st Judicial District Grand Jury Subpoena issued on September 8, 2010, to First AG Credit. On September 28, 2010, Affiant obtained the records from the Senior Vice President and Branch Manager of First AG Credit.

Affiant has reviewed the aforementioned documents and learned:

On September 26, 2003, David Steed Allred signed a Farm and Ranch Contract for the purchase of 1,371 acres in Schleicher County, Texas, from Johnny and Susie Isaacs. The final agreed upon purchase price of the 1,371 acres was \$1,107,000. The closing date indicated on the contract is October 31, 2003.

Prior to the September 26, 2003, contract, David Steed Allred provided check number 137, dated September 24, 2003, in the amount of \$10,000 as earnest money for the purchase. The check is drawn on account number xxxxxx-8500, styled David S. Allred, at Sun First Bank, St. George, Utah.

On October 7, 2003, YFZ Land LLC, by David S. Allred, Post Office Box 201, Washington, Utah 84780, made an Application for Loan to First AG Credit, FLCA, P. O. Box 61030, San Angelo, Texas 76905. The loan application amount is \$649,740. The loan application was for the purchase of 1,371 acres of land.

Affiant has a copy of the purchase contract, settlement statement, loan application, appraisal summary report, warranty deed, and check number 137.

As part of said investigation, Affiant has reviewed documents obtained from Touchdown Real Estate, including the purchase contract, unsigned settlement statement, and check number 137.

Affiant has read the closing statement (HUD-1) that was prepared on November 20, 2003.

The HUD-1 Settlement Statement is a standard form used to itemize services and fees charged by lenders to borrowers who apply for a loan for the purpose of purchasing or refinancing real property.

Affiant has prepared this summary of the information that was listed on the HUD-1 Settlement Statement for the 1,371 acres land purchase:

- A. Settlement Date: November 20, 2003
- B. Seller: Johnny Isaacs and Susie Isaacs
- C. Buyer: YFZ Land LLC by David S. Allred, President
- D. Contract Sales Price: \$1,107,000
- E. Settlement Charges: \$8,112 (includes fees to lender, title companies)
- F. County Tax: \$208.68
- G. Assessment: \$150.98
- H. Total Due from Borrower: \$1,115,471.66 (total with fee and taxes)
- I. Escrow Money: \$10,000
 - a. Sun First Bank, 146 E. St. George Blvd, St. George, Utah 84770, account number xxxxxx-8500, David Steed Allred check number 137, dated September 24, 2003, in the amount of \$10,000.
- J. Loan Amount: \$657,500 (First AG Credit, FLCA)
 - a. On October 7, 2003, YFZ Land LLC, by David S. Allred, Post Office Box 201, Washington, Utah 84780 made an Application for Loan with First AG Credit, FLCA, P.O. Box 61030, San Angelo, Texas 76906.
- K. Total Paid: \$667,500 (escrow plus loan amount)
- L. Amount Paid by Borrower at Time of Closing: \$447,971.66
 - a. The amount paid by Borrower at time of closing consisted of four checks that total \$447,971.66.

- b. The four individual checks are identified as follows:
- i. Cashier's check from Bank of America, check number 1044613, dated November 20, 2003, for \$247,971.66 and purchased by YFZ Land LLC.
 - ii. Cashier's check from Bank of Ephraim, check number 30291, dated November 18, 2003, for \$100,000 and purchased by W. Nielsen (Wendell Nielsen).
 - iii. Cashier's check from US Bank, check number 515841079, dated November 18, 2003, for \$48,000; the purpose and remitter were left blank.
 - iv. Cashier check from US Bank, check number 515841078, dated November 18, 2003, for \$52,000; the purpose and remitter were left blank.

C. PURCHASE OF 320 ACRES OF LAND, SCHLEICHER COUNTY, TEXAS

On December 31, 2003 David Steed Allred purchased 320 acres of land from Kirk L. and Holly J. Griffin for an agreed upon purchase price of \$200,000. The property is located on the east corner of the initial purchase that is described in Section II (a) "A Suspected Place and Premises" above.

Affiant obtained documents from the Schleicher County Abstract Company, 103 Southwest Main Street, Eldorado, Texas. The closing statement was obtained on September 24, 2010, by a 51st Judicial District Grand Jury Subpoena filed on September 8, 2010.

Affiant has read the closing statement (HUD-1) that was prepared on December 31, 2003.

The HUD-1 Settlement Statement is a standard form used to itemize services and fees charged by lenders to borrowers who apply for a loan for the purpose of purchasing or refinancing real estate.

Affiant has prepared this summary of the information that it listed on the HUD-1 Settlement Statement for the 320 acres land purchase:

- A. Settlement Date: December 31, 2003
- B. Seller: Kirk L. Griffin and Holly J. Griffin
- C. Buyer: YFZ Land Company, LLC by David S. Allred, President
- D. Contract Sales Price: \$200,000

- E. Settlement Charges: \$155
- F. Total Due from Borrower: \$200,155
- G. Amount Paid by Borrower at Closing: \$200,155
 - a. Cashier's Check, from Bank of America, Remitter: YFZ Land Co., December 31, 2003, in the amount of \$155.
 - b. Check from Bank of Ephraim, P.O Box 841670, Hildale, UT 84784, Account Number xxxxxx-2050, from Remitter: Western Precision, Inc. paid to the order of Wendell L. Nielson in the amount \$200,000.

On October 20, 2010, Affiant contacted the Schleicher County Abstract Company. A company representative confirmed to Affiant that both cashier's checks were used to pay the balance of the purchase that totaled \$200,155. The Schleicher County Abstract Company representative told Affiant that David S. Allred with Utah driver's license 150136187 had submitted the cashier's checks at closing and thereby completed the purchase of the 320 acres on behalf of the YFZ Land LLC.

D. PAYOFF OF THE FIRST AG CREDIT MORTGAGE LOAN

Affiant has detailed in Section (B) above that, on November 20, 2003, at the closing of the purchase of the 1,371 acres of land in Schleicher County, Texas, First AG Credit supplied a loan to David Steed Allred and YFZ Land LLC in the amount of \$657,500.

Affiant has a copy of the purchase contract, settlement statement, loan application, appraisal summary report warranty deed and check #137 that was obtained from First AG Credit.

Affiant, as part of said investigation, has reviewed the loan documents and learned the following information:

1. On August 23, 2005, a check was drawn on Bank of America account number xxxxxx-2935, check number 2036, and styled YFZ Ranch and Construction, in the amount of \$655,639.08.
2. The said \$655,639.08 represented the balance of the First AG Credit loan, and that by the payment of the \$655,639.08 the loan was paid in full.

Affiant has a copy of the Bank of America records that were obtained by a 51st Judicial District Grand Jury Subpoena filed September 29, 2010.

E. DECLARATION OF TRUST OF TEXAN HERITAGE

On December 31, 2008, a "Declaration of Trust of Texan Heritage" was executed. Said Trust Declaration identifies James Jerry Jessop as President of the Board, Isaac S. Jeffs as Vice President, and Keith W. Dutson Sr. as Secretary of the Trust. James Jerry Jessop is also given a title of Trustee/Treasurer. The notary on the declaration is D. Robert Barlow.

On April 23, 2009, a "Declaration of Trust of Texan Heritage" was filed with the Schleicher County District Clerk. This document is filed in Volume 467 Page 170 in the official records of Schleicher County. Affiant has obtained a certified copy of this document from the district clerk and has reviewed its contents.

The "Declaration of Trust of Texan Heritage" states that the privileges of being included as a member of Texan Heritage and living upon Texan Heritage lands and buildings is extended by invitation only. Under the terms of the Declaration, said privileges are granted and may be revoked at any time by the Board of Trustees of the Texan Heritage Trust.

Affiant read the "Declaration of Trust of Texan Heritage" and learned that Article X of the Declaration contains information concerning said Suspected Place of 1,691 acres, located at 2420 County Road 300, Eldorado, Schleicher County, Texas 76936.

Affiant read Article X which states in part:

"Member in the trust estate is established for the signers of this instrument, and who form the first Board of Trustee, by the conveyance to the trust estate of the following described property, situated in Schleicher County, State of Texas, to-wit:".

Article X then provides a legal-sounding description of the 1,691 acres, which consists of tract 1 (320 acres) and tract 2 (1,371 acres).

On November 6, 2009, Sergeant Wesley Hensley of the Texas Attorney General's Office contacted the Texas Secretary of State ("SOS") to request a search of SOS records to determine if documents pertaining to "Texan Heritage, A Common Law Trust" were contained within the Agency's official records. The Texas Secretary of State issued a Certificate of Fact, which certified that no records of "Texan Heritage, A Common Law Trust" were contained within the records of the Texas Secretary of State.

On October 20, 2011, Lt. Daniel Guajardo, Texas Attorney General's Office, contacted the Texas Comptroller of Public Accounts' Office ("CPA") to request a search of CPA records to determine if "Texan Heritage, A Common Law Trust," had been issued a state taxpayer identification number or any related permits. The Texas Comptroller of Public Accounts issued a Certificate of Fact, which certifies that no records of "Texan Heritage, A Common Law Trust" existed within the records of the Texas Comptroller of Public Accounts.

F. DECLARATION OF TRUST OF THE TEXAS STAKE OF ZION

On December 31, 2008, a "Declaration of Trust of the Texas Stake of Zion" was executed. Said Trust Declaration identifies James Jerry Jessop as the President, Isaac S. Jeffs as Vice-President, and Keith W. Dutson Sr. as the Secretary of the Trust. These individuals are the members of the Trust's Board of Trustees. The Texas Stake of Zion Trust is organized exclusively for religious purposes.

On September 30, 2009, a "Declaration of Trust of the Texas Stake of Zion" document was filed in the official public records of the county and district clerk in Schleicher County, Texas. The documents are recorded in Volume 469 Page 65 in the public records of Schleicher County, Texas. Affiant has obtained a certified copy of this document from the district clerk and has reviewed its contents.

On November 6, 2009, Sergeant Wesley Hensley, Texas Attorney General's Office, contacted the Texas Secretary of State request a search of SOS records for documents pertaining to "Texas Stake of Zion, A Common Law Trust" within the Agency's official records. The Texas Secretary of State issued a Certificate of Fact, which certified that no records of "Texas Stake of Zion, A Common Law Trust" existed within the records of the Texas Secretary of State.

On October 20, 2011, Lt. Daniel Guajardo, Texas Attorney General's Office, contacted the Texas Comptroller of Public Accounts' Office to request a search of CPA records to determine if "Texas Stake of Zion, A Common Law Trust," had been issued a state taxpayer identification number or any related permits. The Texas Comptroller of Public Accounts issued a Certificate of Fact, which certifies that no records of "Texas Stake of Zion, A Common Law Trust" existed within the records of the Texas Comptroller of Public Accounts.

G. DECLARATION OF TRUST OF THE UNITED ORDER OF TEXAS

On December 31, 2008, a "Declaration of Trust of the United Order of Texas" was filed in the official public records of the

county and district clerk in Schleicher County, Texas. The documents are recorded in Volume 469 Page 400 in the public records of Schleicher County, Texas. Affiant has obtained a certified copy of this document from the district clerk and has reviewed its contents.

The Declaration of Trust of the United Order of Texas identifies James Jerry Jessop as President of the Board of Trustees, Isaac Steed Jeffs as Vice-President and Keith W. Dutson Sr. as Secretary of the Trust.

The Declaration of Trust of the United Order of Texas states it is a religious trust created to preserve and advance the religious doctrines and goals of the Fundamentalist Church of Jesus Christ of Latter-day Saints, a religious society. It also states that the Trust is administered by a Board of Trustees consisting of not less than three but no more than seven trustees.

Affiant read the "Declaration of Trust of the United Order of Texas" and learned Article X of the document contains information concerning the Suspected Place of 1,691 acres located at 2420 County Road 300, Eldorado, Schleicher County, Texas 76936.

Affiant read Article X, which states in part:

"Member in the trust estate is established for the signers of this instrument, and who form the first Board of Trustee, by the conveyance to the trust estate of the following described property, situated in Schleicher County, State of Texas, to-wit:".

Article X then provides a legal-sounding description of the 1,691 acres that is made up of tract 1 that is 320 acres and tract 2, which is 1,371 acres.

On November 6, 2009, Sergeant Wesley Hensley, Texas Attorney General's Office, contacted the Texas Secretary of State to request a search of SOS records for documents pertaining to the "United Order of Texas, A Common Law Trust" within their official records. The Texas Secretary of State issued a Certificate of Fact, which certified that no records of "United Order of Texas, A Common Law Trust" existed within the records of the Texas Secretary of State.

On October 20, 2011, Lt. Daniel Guajardo, Texas Attorney General's Office, contacted the Texas Comptroller of Public Accounts' Office to request a search of SOS records to determine if "United Order of Texas, A Common Law Trust" had been issued a state taxpayer identifier number or any related permits. The Texas Comptroller of Public Accounts issued a Certificate

of Fact, which certifies that no records of “United Order of Texas, A Common Law Trust” existed within the records of the Texas Comptroller of Public Accounts.

H. SCHLEICHER COUNTY APPRAISAL DISTRICT

On September 7, 2011, Affiant spoke to representatives of the office of the Schleicher County Appraisal District and the Schleicher County Tax Assessor-Collector.

These representatives told Affiant that 2420 County Road 300, Eldorado, Schleicher County, Texas, is listed in the official records at the Schleicher County Appraisal District and the owner of the property is United Order of Texas.

One of these Schleicher County representatives informed Affiant that the city, school and water district taxes were paid by the United Order of Texas. This representative further informed Affiant that a person identified as James Jerry Jessop was listed as the President of the Board of Trustees of the United Order of Texas.

One of these Schleicher County representatives informed Affiant that the hospital and county taxes were paid by the United Order of Texas. This representative further informed Affiant that she did not have a name of a person associated with the United Order of Texas.

I. TIMELINE OF SIGNIFICANT EVENTS CONCERNING OWNERSHIP OF SUSPECTED PLACE

Affiant has prepared this timeline as a summary of the significant events involving the property at 2420 County Road 300, which this affidavit describes in detail above:

Date	Activity Taking Place	Source of Information
October 27, 2003	YFZ Land LLC Articles of Organization	Texas Secretary of State document
November 20, 2003	Purchase of 1,371 acres from Johnny and Susie Isaacs by David Allred, YFZ Land LLC. Loan by First AG Credit, FLCA Acct# xx-9424 in the amount of \$657,500	Settlement statement
December 31, 2003	Purchase of 320 acres from Kirk and Holly Griffin by David Allred	Settlement statement
August 19, 2005	First AG Credit Loan Payoff and release of lien in the amount of \$657,500, First AG Credit, FLCA Loan Acct# 839424	Loan documents from First AG Credit
December 31, 2008	Conveyed to Texan Heritage, A Common Law Trust, ownership of the 1,691 acres purchased by David	Filed with Schleicher County District Clerk on April 23, 2009

	Allred/YFZ Land LLC	
January 1, 2009	Conveyed to United Order of Texas, A Common Law Trust, ownership of the 1,691 acres from Texan Heritage	Filed with Schleicher County District Clerk on December 31, 2008

J. ORDERS BY WARREN STEED JEFFS CONCERNING THE PURCHASE OF 1,691 ACRES

Affiant has traveled to San Angelo and Eldorado in the course of this investigation. Affiant has spoken with Texas Ranger Captain L. Brooks Long, Texas Ranger J. Nick Hanna, and Texas Attorney General Sergeant Wesley Hensley. Affiant has been to the secure evidence facility and viewed the boxes of evidence seized by state law enforcement pursuant to judicially authorized search warrants. All three of said search warrants were executed by Texas Rangers in April, 2008, at 2420 County Road 300, Schleicher County, Texas.

During this investigation, Affiant has reviewed and examined documents and photos used as evidence in the criminal investigations into Aggravated Sexual Assault, Sexual Assault, and Bigamy that occurred at Suspected Place.

Affiant has been informed by Captain Long, Ranger Hanna, and Sergeant Hensley that Warren Steed Jeffs referred to himself as the “Prophet,” or the spiritual leader of the Fundamentalist Church of Latter-day Saints (FLDS), and would decide or choose the members of the FLDS community who were authorized to relocate to Texas and begin construction of a new community. Affiant was told by said officers that the Texas location where FLDS members relocated is 2420 County Road 300, Schleicher County, Texas (described herein as the Suspected Place).

Captain Long, Ranger Hanna, and Sergeant Hensley further informed Affiant that the Suspected Place is not open to the public and consists of a temple, temple annex, residential buildings, school, clinic, shop, warehouse, water treatment plant, and several commercial buildings.

Affiant, in the course of the investigation, located pertinent documents that are known as “Priesthood Records”. These records were prepared by or at the direction of Warren Steed Jeffs. Affiant believes that said records accurately describe the actions that Jeffs directed in his capacity as the leader of the FLDS and thus describe FLDS’ members efforts to purchase and develop the Suspected Place. Affiant learned that some of Warrant Steed Jeffs’ directives were corroborated by other information such as public records, land purchases, legal proceedings, marriages and births. Affiant has reviewed each of the records described below and has included as part of said affidavit relevant passages from those records. The Priesthood Records are currently located within the state’s evidence facility at ADP 281 4-9-08 1.8.

The Priesthood Records of Warren Steed Jeffs, September 25, 2003, pages 183 and 186 provide as follows:

“We need to keep this particular property so private and sacred and secret that not even the faithful who are driven will know of this place, because this is where the sacred records are. The wicked, in their mind, feel like if they could destroy the records or get them turn over to the authorities, they could destroy us and they know there is laws, wicked laws, un-righteous laws passed by the government that could put us in jail, many of our people” (page 183).

“But these places must be kept secret and sacred, and those who dwell there and here must be full of the Holy Spirit to keep the hedge of protection around us. The devil knows where we are, but through our faith the wicked and the righteous can be blinded and not find this place, except they appointed. I am ready to move some people here. It’s getting close” (page 186).

The Priesthood Records of Warren Steed Jeffs, November 17, 2003, page 111 provide as follows:

“I then radioed David and told him the Lord wants him to concentrate today and this week on getting the Texas property in our hands. We must have it this week.”

The Priesthood Records of Warren Steed Jeffs, November 21, 2003, pages 138 and 139 provide as follows:

“I can see why the Lord is having marriages performed for certain people quickly. I need to take care of this Veda Jessop. I can see why the young ladies have been taken care of now. They don’t see what is ahead of them once I am removed from the people. But I do believe the faithful parents will guard their children and bring them to me and they will be guided. But in the minds of the wicked men and boys, any man’s wife or daughter is fair game to them, either by deceit or force.”

The Priesthood Records of Warren Steed Jeffs, December 6, 2003, page 93 provide as follows:

“...Lord has revealed to me special lands. He had told me that our people in Short Creek, the faithful will soon be driven from their homes; as I read to you there before I left, my mission will be to gather up the elect from among those that are driven. Not everyone that is driven will be chosen. We are establishing secret places where each person that goes there is placed under oath and covenant to keep it secret and sacred. The Lord has given us a very short advanced notice to get a crew of united men building houses. My family is the first to be affected.”

The Priesthood Records of Warren Steed Jeffs, December 1, 2003, page 10 provide as follows:

“A testimony of this location is very apparent and true. Three times the Lord sent me here, not knowing where I was going, but naming the place. The second time, we drove right to this place and didn’t realize it was for sale, as the Lord said, ‘Go to Sonora and then Elderado.’ Sonora is south of here. And then before I left this area, the Lord said there was a 1300 acre piece of land we should purchase.

“Gradually the Lord has opened the way. This land, 1371 acres, cost nearly 1.2 million dollars; so we signed the contract knowing where we would get the money. According to that revelation, the Lord opened the way. We are in debt of this land, and we are seeking of Him to pay it off quickly. It is one mile by two miles, a rectangle shape. Is it exactly a rectangle?”

The Priesthood Records of Warren Steed Jeffs, December 1, 2003, page 10 provide as follows:

“This will be a major gathering place of the saints that are driven. You can see it is well isolated. In looking at this location, we can raise crops all year round. There is no building code requirements. We can build as we wish without inspectors coming in. There is a herd of animals that the storehouse needs, that we can nourish and increase. The Lord has the purpose we are to quickly establish a storehouse here, start moving the storehouse from Short Creek to here, even a greater quantity of goods than at R1. So you brethren are called to move here. Ernest first, then as we get places, you other brethren. Isaac is to establish some of his family here, as well as myself, and there will be other men sent here.

“The Lord had directed me to come here and dedicate this land and also to search for other farm lands. He intends, according to our faithfulness, the United Order to be established in fullness here.”

The Priesthood Records of Warren Steed Jeffs, December 3, 2003, page 58 provide as follows:

“I had David [Allred] and Isaac [Jeffs] drive Naomie and I to another property about ten miles away, 320 acres of farmland. It looked good. Only half of the 320 acres were being cultivated right now.”

The Priesthood Records of Warren Steed Jeffs, December 6, 2003, page 87 provide as follows:

“I got in my grey britches, white shirt and white tie and met with the First Presidency at 9:00 o’clock a.m. until 10:00 o’clock a.m. This is a summary of the First Presidency meeting:

I told them of R17 and showed them the map without telling them what state it was in, explaining it was over 1300 acres undeveloped land and the Lord was having me call upon them to strengthen my hand because the Lord wanted these lands paid off and put into a Priesthood trust but not into the UEP Trust.”

The Priesthood Records of Warren Steed Jeffs, December 11, 2003, page 146 and 147 provide as follows:

“We finally drove down to R17, about 46 miles south of San Angelo. It is a 1371 acre piece of land, one mile wide by two miles long. The driveway is one mile long from the main road, the county road; and the Lord has favored us with a very isolated condition.”

The Priesthood Records of Warren Steed Jeffs, January 3, 2004, page 35 provide as follows:

“At this place of refuge, we call it R17. We don’t ever name the state that we are going to. We already have several people. The facilities are crowded, and I have many workers there, have made this promise of the Lord to keep these places sacred and secret.”

The Priesthood Records of Warren Steed Jeffs, January 4, 2004, page 48 provide as follows:

“This place we call R17 just so we avoid the use of the actual locations and cities in our communications; because we need to keep these places of refuge sacred and secret, that they will be places of protection for the faithful. And everyone here is under oath and covenant to keep this place, these places sacred and secret, and everyone here is under oath and covenant to live the fullness of the Holy United Order, the Celestial Law.”

The Priesthood Records of Warren Steed Jeffs, January 11, 2004, page 138 provide as follows:

“At the place of refuge we call R17 – it just happens to be about seventeen hours from Short Creek – the Lord has revealed what He wants done on that land. And He showed me and us that everything of Babylon must be removed from that land. Anything the previous owner placed on that land has to be hauled away. This is an example of what

must happen in our characters for you to dwell in Zion and on these places of refuge to develop and build Zion.”

The Priesthood Records of Warren Steed Jeffs, February 13, 2004, page 166 provide as follows:

“The Lord’s purpose in establishing these scattered places of refuge is so they will become self-sufficient strongholds that will feed the Center Stake when we start building the temple there. So be willing and anxious to learn every skill, and be so humble in this labor that you will even inquire of the Lord, through me, what He wants done – what materials to use, what design for the houses and the rooms.”

Affiant believes that the Priesthood Records, as detailed above, demonstrate probable cause that Warren Steed Jeffs orchestrated the purchase of the Suspected Place for the purpose of facilitating and perpetrating criminal offenses, including Bigamy, Sexual Assault, and Aggravated Sexual Assault. The Suspected Place and its improvements provided Jeffs and other FLDS members a secure location where they could obscure the fact that these serious felony crimes were being perpetrated. Further, said property aided the scheme perpetrated by Jeffs and his cohorts by allowing them to operate in a setting where it would be difficult for law enforcement authorities to detect their criminal conduct.

K. CRIMINAL INVESTIGATIONS INTO ILLICIT CONDUCT AT SUSPECTED PLACE LEADING TO GRAND JURY ACTIONS

Affiant has received the following information from Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeants Wesley Hensley, Henry Guevara, Dara Bowlin and Jennifer Crosswell, peace officers certified by The State of Texas. Both Ranger Hanna and Sergeant Hensley informed Affiant that they are evidence custodians for the State’s investigation into criminal offenses perpetrated at Suspected Place.

Affiant reviewed the evidence developed during the criminal investigations into Aggravated Sexual Assault, Sexual Assault, and Bigamy at Suspected Place. This evidence is stored in a secure location under the control of above referenced evidence custodians.

Affiant, as part of the investigation, obtained the previously issued judicially authorized search warrants that directly implicate Suspected Place.

Affiant has read the three search warrants prepared by Texas Ranger Captain L. Brooks Long, who executed judicially authorized search warrants at Suspected Place. Affiant has obtained and read a certified copy of the initial search warrant, identified as search warrant number M-08-001 S, which was issued on April 3, 2008. Affiant has attached to this affidavit the April 3, 2008, search warrant as “**ATTACHMENT B**” and is incorporated herein by reference. Affiant is informed that the initial search warrant was issued in response to a complaint of abuse occurring at Suspected Place.

Affiant has obtained and reviewed a certified copy of a second search warrant, identified as search warrant number M-08-002 S, which was issued on April 6, 2008. Affiant has attached to this affidavit the said April 6, 2008, search warrant as “**ATTACHMENT C**” and is incorporated herein by reference. Affiant was informed that the second search warrant was issued for the criminal offenses of Sexual Assault and Bigamy.

Affiant has obtained and read a certified copy of a subsequent third search warrant, identified as search warrant number M-08-206 S, which was issued on April 16, 2008. Affiant has attached to this affidavit the April 16, 2008, search warrant as “**ATTACHMENT D**” and is incorporated herein by reference. Affiant was informed that the third search warrant was for electronic media from computers seized at Suspected Place.

Affiant has discussed all three search warrants, related search warrant affidavits and resulting returns with Captain Long.

Ranger Hanna and Sergeant Hensley told Affiant that at Suspected Place, multiple suspects had committed the offenses of Aggravated Sexual Assault, a first degree felony; Sexual Assault, a second degree felony; and Bigamy, a first degree felony if the person is under the age of 16.

Ranger Hanna and Sergeant Hensley provided to Affiant “Priesthood Records” that were seized as evidence from the Suspected Place in April 2008 pursuant to the search warrants described above. Ranger Hanna and Sergeant Hensley informed Affiant that Priesthood Records and other documents, such as the “Private Priesthood Record of President Warren Steed Jeffs,” were seized as evidence and contain a chronological narrative record of the daily events of Warren Steed Jeffs from 2002 to August 2006. Ranger Hanna and Sergeant Hensley further informed Affiant that the Priesthood Records include details of Jeffs’ communications with other FLDS members, details of his daily activities, and “Revelations” in which Jeffs claimed to receive instructions from God.

Affiant has listened to electronic audio files seized from the Suspected Place and was informed by Ranger Hanna and Sergeant Hensley that Jeffs dictated much of the Priesthood Records contents. The recordings were transcribed by select FLDS members whom Jeffs designated as his scribes. After said recordings were transcribed, the resulting transcriptions were reviewed and edited by Jeffs before being archived as final Priesthood Records.

Ranger Hanna and Sergeant Hensley provided to Affiant certain “Bishop Records”, “Personal Records”, “One Family Group Records”, and “Marriage Records”.

Affiant also reviewed and discussed investigative reports written by law enforcement officers employed by the Texas Rangers and the Texas Attorney General’s Office. Affiant obtained personal knowledge of relevant facts by reviewing the investigative reports and discussing each investigative report with the law enforcement officers who prepared them.

Ranger Hanna and Sergeant Hensley informed Affiant that following the execution of the three search warrants in April 2008, the Texas Rangers and the Texas Attorney General’s Office conducted a joint investigation into criminal offenses that were perpetrated at said Suspected Place.

Ranger Hanna and Sergeant Hensley told Affiant that the investigation revealed sufficient evidence and information of criminal activity that it warranted the presentation of evidence to the 51st Judicial District Grand Jury for Schleicher County, Texas. After said evidence was presented to the Grand Jury, true bill indictments were returned charging multiple defendants with perpetrating criminal acts at said Suspected Place.

Affiant has learned through 51st Judicial Court records that, for the period from July of 2008 to November of 2008, felony true bill indictments were returned against 12 individuals for individual criminal acts that were perpetrated at said Suspected Place.

Affiant obtained certified copies of each true bill indictment from the Schleicher County District Court Clerk. Affiant read each of the true bill indictments against the 12 individuals and developed this chart from the information in each indictment:

<u>Suspect</u>	<u>Indictment date and charge</u>	<u>Arrest date</u>
1. Abram Harker Jeffs	09/23/2008 (1) Sexual Assault First degree felony (1) Bigamy First degree felony	09/29/2008

Indictment Numbers 1002 and 1003

2. Allen Eugene Keate	07/22/2008 (1) Sexual Assault/child First degree felony Indictment Number 992	07/28/2008
3. Fredrick Merrill Jessop	11/12/2008 Unlawful Marriage/Minor Third degree felony Indictment Number 1016	11/24/2008
4. Keith William Dutson Jr.	09/23/2008 (1) Sexual Assault Second degree felony Indictment Number 1004	09/29/2008
5. Lehi Barlow Allred Jeffs	09/23/2008 (1) Sexual Assault Second degree (1) Bigamy First degree felony Indictment Numbers 1000 and 1001	09/29/2008
6. Leroy Johnson Steed	11/12/2008 (1) Sexual Assault First degree felony (2) Bigamy Second degree and Third degree felony (1) Tampering with Physical Evidence Third Degree Felony Indictment Numbers 1018, 1019, 1020	11/24/2008
7. Lloyd Hammon Barlow	07/22/2008 (3) Failure to Report Child Abuse Class B Misdemeanor Indictment Number 996	07/28/2008
8. Merrill Leroy Jessop	07/22/2008 (1) Sexual Assault First degree felony (1) Bigamy First degree felony Indictment Numbers 994 and 995	07/28/2008

9. Michael George Emack	07/22/2008 (1) Sexual Assault First degree felony 08/21/2008 (1) Bigamy Third degree felony Indictment Numbers 993 and 998	07/28/2008
10. Raymond Merril Jessop	07/22/2008 (1) Sexual Assault First degree felony 08/21/2008 (1) Bigamy First degree felony Indictment Numbers 991 and 999	07/28/2008
11. Warren Steed Jeffs	07/22/2008 (1) Sexual Assault First Degree 08/21/2008 (1) Bigamy First Degree Felony 11/12/2008 (1) Aggravated Sexual Assault First degree felony 01/04/2011 re-indictment Aggravated Sexual Assault of a child First Degree Felony 01/04/2011 re-indictment Sexual Assault Second Degree felony. Indictment Numbers 1061, 1017, 990 and 997	12/12/2008
12. Wendell Loy Nielsen	11/12/2008 (3) Bigamy Third degree felony Indictment Numbers 1013, 1014 and 1015	11/24/2008

L. CRIMINAL CONVICTIONS FOR CONDUCT THAT OCCURRED AT SUSPECTED PLACE

Affiant obtained certified copies of each sentence and judgment on file with the Schleicher County District Court Clerk. Affiant

was informed that, under Texas law, the term “judgment” refers to a legal decision on file with the clerk of the relevant court which reflects the final verdict of the court, by judge or jury, as to the charge or charges against the accused.

Affiant has reviewed the judgments that are pertinent to this investigation and confirmed that said judgments were signed by the presiding judge of the court and contain the fingerprints of the convicted individuals for identification purposes.

Affiant has reviewed the sentencing orders that are pertinent to this investigation, confirmed that records thereof are on file with the clerk of the court and affirms that the sentences described below reflect the punishment assessed by either the judge or jury for each convicted charge.

1. Abram Harker Jeffs

Affiant is informed that on September 23, 2008, Abram Harker Jeffs was indicted for Sexual Assault of a Child, a first degree felony, and Bigamy, a first degree felony. The indictments are identified as indictment number 1002 and 1003.

Affiant is informed that on June 28, 2010, Abram Harker Jeffs was sentenced to 17 years in prison for Sexual Assault of a Child a first degree felony. The Sexual Assault offense occurred on May 12, 2006.

Affiant is informed that the Bigamy charge filed in this case under cause number 1003 remains pending. The offense occurred on or about October 5, 2005.

The State’s presentation to the jury that convicted Abram Harker Jeffs, included evidence that the sexual assault occurred at the Suspected Place. The trial included evidence that the victim, who was 14 years of age at the time of what FLDS members refer to as her “celestial marriage” to Abram Harker Jeffs, gave birth to a child at the age of 16 at the Suspected Place; that she and Abram Harker Jeffs lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence proved that the victim and Abram Harker Jeffs were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State’s criminal investigation, Ranger Hanna and

Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley told Affiant they were able to create a timeline showing Abram Harker Jeffs, while residing and present at the Suspected Place, committed the offenses of Bigamy and Sexual Assault and that Abram Harker Jeffs already had seven (of 11 eventual) wives when he married the victim on October 5, 2005, at the Suspected Place.

2. Allan Eugene Keate

Affiant is informed that on July 22, 2008, Allen Eugene Keate was indicted for Sexual Assault of a Child, a first degree felony; indictment number 992.

Affiant is informed that on December 17, 2009, Allen Eugene Keate was sentenced to 33 years in prison for Sexual Assault of a Child under the age of 17, a first degree felony. The offense occurred on or about April 8, 2006.

The State's presentation to the jury that convicted Allan Eugene Keate included evidence that the Sexual Assault occurred at the Suspected Place. The trial included evidence that the victim, who was 15 years of age at the time of what FLDS members refer to as her "celestial marriage" to Allan Eugene Keate, gave birth to a child on December 30, 2006, at the Suspected Place; that she and Allan Eugene Keate lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence proved that the victim and Allan Eugene Keate were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. Ranger Hanna and Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley told Affiant that a timeline was created that indicated that Allen Eugene Keate, during the time he resided at 2420 County Road 300, Schleicher County, Texas, committed the offenses of Bigamy and Sexual Assault of a

Child in that Allen Eugene Keate already had four (of eventual six) wives when he married the victim on May 5, 2005, at the Suspected Place.

3. Fredrick Merrill Jessop

Affiant is informed that on November 12, 2008, Fredrick Merrill Jessop was indicted for Conducting a Ceremony Prohibited by Law a third degree felony under the Texas Family Code Section 2.202 (d). The indictment number is 1016.

Affiant is informed that on November 08, 2011 Fredrick Merrill Jessop was found guilty of Conducting a Ceremony Prohibited by Law a third degree felony. Fredrick Merrill Jessop was sentenced to 10 years in prison for the conviction of Conducting a Ceremony Prohibited by Law. The offense occurred on July 27, 2006.

Texas Attorney General Sergeant Henry Guevara informed Affiant that the ceremony occurred at the Suspected Place and was conducted by Fredrick Merrill Jessop, who at the time was the FLDS Bishop at the Suspected Place. Sergeant Guevara also informed Affiant that Fredrick Merrill Jessop was the father of the 12 year old victim when he conducted the wedding ceremony between Warren Steed Jeffs and his 12 year old child.

4. Keith William Dutson Jr.

Affiant is informed that on September 23, 2008, Keith William Dutson Jr. was indicted for Sexual Assault of a Child, a second degree felony; indictment number 1004.

Affiant is informed that on November 9, 2010, Keith William Dutson Jr. was sentenced to six years in prison for Sexual Assault of a Child. The offense occurred on or about May 15, 2006.

The State's presentation to the jury that convicted Keith William Dutson Jr., included evidence that the sexual assault occurred at the Suspected Place. The trial included evidence that the victim, who was 15 years of age at the time of what FLDS members refer to as her "celestial marriage" to Keith William Dutson Jr., gave birth to a child on April 27, 2007, at the Suspected Place and that she and Keith William Dutson Jr. lived in an improvement at the Suspected Place. DNA evidence proved that the victim and Keith William Dutson Jr. were the biological parents of the child. Affiant has examined the pertinent documents,

photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State's criminal investigation, Ranger Hanna and Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search at the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley informed Affiant they were able to create a timeline showing that Keith William Dutson Jr., while at the Suspected Place, committed the sexual assault offense at the Suspected Place.

5. Lehi Barlow Allred Jeffs

Affiant is informed that on September 23, 2008, Lehi Barlow Jeffs was indicted for Sexual Assault of a Child, a first degree felony, and Bigamy, a first degree felony. The indictments are identified as indictment number 1000 and 1001.

Affiant is informed that on April 15, 2010, Lehi Barlow Jeffs pled no contest to Sexual Assault of a Child a second degree felony and Bigamy a third degree felony. Lehi Barlow Jeffs was sentenced to eight years in prison for Sexual Assault of a Child and was sentenced to eight years in prison for Bigamy (to run concurrently). The Bigamy offense occurred on or about October 13, 2005, and the Sexual Assault offense occurred on or about September 18, 2006.

The State's presentation to the court that convicted Lehi Barlow Jeffs included evidence that the Sexual Assault occurred at the Suspected Place. The plea hearing included evidence that the victim, who was 15 years of age at the time of what FLDS members refer to as her "celestial marriage" to Lehi Barlow Jeffs, gave birth to a child on June 11, 2007, at the Suspected Place; that she and Lehi Barlow Jeffs lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence showed that the victim and Lehi Barlow Allred Jeffs were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State's criminal investigation, Ranger Hanna and

Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley informed Affiant they were able to create a timeline that indicated Lehi Barlow Jeffs, while at the Suspected Place, committed the offenses of Bigamy and Sexual Assault and that Lehi Barlow already had two (of 3 eventual) wives when he married the victim on October 3, 2005, at the Suspected Place.

6. Leroy Johnson Steed

Affiant is informed that on November 12, 2008, Leroy Johnson Steed was indicted for Sexual Assault, (2) counts of Bigamy and Tampering with Physical Evidence. The indictments are identified as indictment numbers 1018, 1019, and 1020. The Sexual Assault offense occurred on or about January 16, 2007. The Bigamy offense occurred on or about March 25, 2007.

Affiant is informed that on November 1, 2011, Leroy Johnson Steed pled “no contest” to all three indictments. The resulting judgments of guilt were rendered in Coke County, Texas. Leroy Johnston Steed was sentenced to seven years in prison to run concurrent on all three indicted offenses.

Texas Attorney General Sergeant Dara Bowlin informed Affiant that Sgt. Bowlin believes that the Bigamy and Sexual Assault offenses occurred at the Suspected Place, and were discovered during the law enforcement authorities’ ongoing investigations into Bigamy and Sexual Assault at said property.

The plea hearing included evidence that the victim was 14 years of age at the time of what FLDS members refer to as her “celestial marriage” to Leroy Johnson Steed and gave birth to a child on October 9, 2007, at the Suspected Place; that she and Leroy Johnson Steed lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence showed that the victim and Leroy Johnson Steed were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State’s criminal investigation, Ranger Hanna and

Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley told Affiant that a timeline was created that indicated Leroy Johnson Steed, while at the Suspected Place, committed the offenses of Bigamy and Sexual Assault and that Leroy Johnson Steed already had seven (of 8 eventual) wives when he married the victim on July 22, 2004, at the Suspected Place.

7. Merrill Leroy Jessop

Affiant is informed that on July 22, 2008, Merrill Leroy Jessop was indicted for Sexual Assault of a Child, a first degree felony, and Bigamy, a first degree felony. The indictments are identified as indictment number 994 for Bigamy and indictment number 995 for Sexual Assault.

Affiant is informed that on March 19, 2010, Merrill Leroy Jessop was sentenced to 75 years in prison for Sexual Assault of a Child, a first degree felony. The offense occurred on or about August 20, 2006.

Texas Attorney General Sergeant Wesley Hensley informed Affiant that the Bigamy indictment remains pending. The offense occurred on or about July 6, 2006.

The State's presentation to the jury that convicted Merrill Leroy Jessop included evidence that the sexual assault occurred at the Suspected Place. The trial included evidence that the victim, who was 15 years of age at the time of what FLDS members refer to as her "celestial marriage" to Merrill Leroy Jessop, gave birth to a child on May 20, 2007, at the Suspected Place; that she and Merrill Leroy Jessop lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence showed that the victim and Merrill Leroy Jessop were the biological parents of the child. Affiant examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State's criminal investigation, Ranger Hanna and Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the

Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley informed Affiant they were able to create a timeline that indicated that Merrill Leroy Jessop, while at the Suspected Place, committed the offense of Sexual Assault and Bigamy and that Merrill Leroy Jessop had four (of 5 eventual) wives when he married the victim on July 27, 2006, at the Suspected Place.

8. Michael George Emack

Affiant is informed that on July 22, 2008, Michael George Emack was indicted for Sexual Assault of a Child, a first degree felony, and on August 21, 2008 was indicted for Bigamy, a third degree felony. The indictment is identified as indictment numbers 993 and 998.

On January 22, 2010, Michael George Emack pleaded no contest to Sexual Assault charges, a second degree felony, and was sentenced to seven years in prison for sexually assaulting a 16-year-old female. The offense occurred on or about October 6, 2004.

On April 14, 2010, Emack also pleaded no contest to a Bigamy charge and received a seven year sentence that will run concurrently. The offense occurred on or about April 3, 2008.

The State's presentation of its case to the court that found Michael George Emack guilty included evidence that the Sexual Assault occurred at the Suspected Place.

The plea hearing included evidence that the victim was 16 years of age at the time of what FLDS members refer to as her "celestial marriage" to Michael George Emack and gave birth to a child on July 29, 2005, at the Suspected Place; that she and Michael George Emack lived in an improvement at the Suspected Palce; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence showed that the victim and Michael George Emack were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other

law enforcement officers regarding this investigation. During the course of this criminal investigation, Ranger Hanna and Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley informed Affiant that a timeline was created that indicated Michael George Emack, while at the Suspected Place, committed the offenses of Bigamy and Sexual Assault and that Michael George Emack already had three (of 4 eventual) wives when he married the victim on August 5, 2004, at the Suspected Place.

9. Raymond Merrill Jessop

Affiant is informed that on July 22, 2008, Raymond Merrill Jessop was indicted for Sexual Assault of a Child, a first degree felony, and Bigamy, a first degree felony, indicted on August 21, 2008. The indictments are identified as indictment number 991 and 999.

Affiant is aware that on November 10, 2009, Raymond Jessop was sentenced to 10 years in prison and fined \$8,000 for Sexual Assault of a Child under the age of 17, a second degree felony. The offense occurred on or about November 19, 2004.

The State's presentation to the jury that convicted Raymond Merrill Jessop included evidence that the sexual assault occurred at the Suspected Place. Evidence from the trial included evidence that the victim, whom was 15 years of age at the time of what FLDS members refer to as her "celestial marriage" to Raymond Merrill Jessop, gave birth to a child on August 19, 2005, at the Suspected Place; that she and Raymond Merrill Jessop lived in an improvement at the Suspected Place; and that she was under the age of 17 at the time of the Sexual Assault wherein the child was conceived. DNA evidence showed that the victim and Raymond Merrill Jessop were the biological parents of the child. Affiant has examined the pertinent documents, photographs and DNA evidence in the custody of said evidence custodians.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna and other Texas Rangers regarding this investigation. Ranger Hanna examined numerous documents, records, letters and photographs that were seized during the search of the Suspected Place, 2420 County Road 300, Schleicher County, Texas. Ranger Hanna informed Affiant that he examined Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna informed Affiant he was able to create a timeline that indicated that Raymond Merrill Jessop, while at the Suspected Place, committed the offenses of Sexual Assault and Bigamy and that Raymond Merrill Jessop already had five (of 9 eventual) wives when he married the victim on August 12, 2004, at the Suspected Place.

10. Warren Steed Jeffs

Affiant is informed that on July 22, 2008, Warren Steed Jeffs was indicted for Sexual Assault, a first degree felony; indictment number 990. Affiant is aware that on August 21, 2008, Warren Steed Jeffs was indicted for Bigamy, a first degree felony; indictment number 997. Affiant is aware that on November 12, 2008, Warren Steed Jeffs was indicted for Aggravated Sexual Assault, a first degree felony; indictment number 1017.

Affiant is informed that on January 4, 2011, Warren Steed Jeffs was re-indicted under indictment number 1061 for Aggravated Sexual Assault of a Child, a first degree felony, and Sexual Assault of a Child, a second degree felony.

Affiant is informed that on August 9, 2011, Warren Steed Jeffs was sentenced to life in prison for Aggravated Sexual Assault of a Child, a first degree felony, for the offense which occurred on or about August 6, 2006, as stated in indictment number 1061.

Affiant is informed that on August 9, 2011, Warren Steed Jeffs was sentenced to 20 years for Sexual Assault of a Child, a second degree felony, for the offense which occurred on or about January 14, 2005, as stated in indictment number 1061.

Affiant is informed that indictment number 997, for Bigamy, a first degree felony, which occurred on or about July 27, 2006, is currently pending adjudication.

The State's presentation to the jury that convicted Warren Steed Jeffs of these offenses included evidence that the Sexual Assaults occurred at the Suspected Place. The trial included evidence that the victims were 12 and 15 years of age at the time of what FLDS members refer to as their "celestial marriages" to Warren Steed Jeffs; that the victims lived in an improvement at the Suspected Place controlled by Warren Steed Jeffs; and that one victim was under the age of 17 and the other under the age of 13 at the time of the Sexual Assaults.

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers regarding this investigation. During the course of the State's criminal investigation, Ranger Hanna and

Sergeant Hensley examined numerous documents, records, letters and photographs that were seized during the search at the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Ranger Hanna and Sergeant Hensley informed Affiant they were able to create a timeline that indicated Warren Steed Jeffs, while at the Suspected Place, committed the offenses of Aggravated Sexual Assault, Sexual Assault and Bigamy.

Affiant prepared the below summary chart, which compiles the aforementioned details about criminal convictions for illicit activity that occurred at the said Suspected Place. Affiant has included in said chart a column to indicate if the conviction is a predicate offense to establish probable cause that the said Suspected Place is contraband and subject to seizure and forfeiture through the provisions of the Texas Code of Criminal Procedure, Chapter 59.2 (A) (i).

11. Wendell Loy Nielsen

Affiant is informed that on November 12, 2008, Wendell Loy Nielsen was indicted for three counts of Bigamy. Affiant knows that all three counts were third degree felonies. The indictment numbers are identified as 1013, 1014 and 1015.

Affiant is informed that on March 30, 2012, Wendell Loy Nielsen was sentenced to 10 years in prison and given a \$10,000 fine for the three counts of Bigamy offenses. The offenses occurred on the identified dates. Indictment 1013 occurred on February 7, 2006, Indictment 1014 occurred February 7, 2006, and indictment 1015 occurred on June 8, 2006.

The State's presentation to the jury that convicted Wendell Loy Nielsen included evidence that the Bigamy offenses occurred at the Suspected Place. The trial included evidence that Wendell Loy Nielsen was married to his first wife, identified as Linda Black, on August 2, 1965. Records seized from said Suspected Place indicate that Wendell Loy Nielsen and Linda Black had 9 known children as a result of that marriage. The records seized at the Suspected Place further reveal that Wendell Loy Nielsen subsequently married Margaret Lucille Jessop Johnson, Veda Barlow and Ilean Jeffs. Priesthood Records seized at the Suspected Place indicate that all three marriages occurred at the Suspected Place. The marriages to Johnson and Barlow are recorded as having occurred at the home of Warren Jeffs at the Suspected Place.

Affiant has reviewed the investigative reports prepared by Texas Attorney General Sergeant Investigator Henry Guevara and other law enforcement officers regarding this investigation. During the course of the State's criminal investigation, Sergeant

Guevara examined numerous documents, records and photographs that were seized during the search at the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Sergeant Investigator Henry Guevara told Affiant that he was able to create a timeline that indicated Wendell Loy Nielsen, while at the Suspected Place, committed the offense of Bigamy. The offenses identified in this investigation are all at least third degree felonies.

Summary Chart of Convictions

Name of Offender	Date of Conviction	Offense	Penalty	Predicate for Forfeiture	Sentence
Raymond Merrill Jessop	11/10/2009	Sexual Assault/Child	Second degree felony	Yes	10 years TDCJ
Allan Eugene Keate	12/17/2009	Sexual Assault/Child	First degree felony	Yes	33 years TDCJ
Michael George Emack	01/22/2010	Sexual Assault/Child	Second degree felony	Yes	7 years (2 counts) TDCJ
Merril Leroy Jessop	03/19/2010	Sexual Assault/Child	First degree felony	Yes	75 years TDCJ
Lehi Barlow Jeffs (AKA: Lehi Barlow Allred)	04/15/2010	Sexual Assault/Child	Second degree felony	Yes	8 years (2 counts) TDCJ
Lehi Barlow Jeffs (AKA: Lehi Barlow Allred)	04/15/2010	Bigamy	Third degree felony	No	8 years (2 counts) TDCJ
Michael George Emack	04/15/2010	Bigamy	Third degree felony	No	7 years (2 counts) TDCJ
Abram Harker Jeffs	06/23/2010	Sexual Assault/Child	First degree felony	Yes	17 years TDCJ
Keith William Dutson Jr.	11/09/2010	Sexual Assault/Child	Second degree felony	Yes	6 years TDCJ
Warren Steed Jeffs	08/09/2011	Aggravated Sex Assault/Child	First degree felony	Yes	20 years TDCJ + Life in Prison
Warren Steed Jeffs	08/09/2011	Sexual Assault/Child	Second degree felony	Yes	20 years TDCJ + Life in Prison
Leroy Johnson Steed	11/1/2011	Bigamy	Second degree felony	Yes	7 years TDCJ (2 counts)

Leroy Johnson Steed	11/1/2011	Bigamy	Third degree felony	No	7 years (2 counts) TDCJ
Leroy Johnson Steed	11/1/2011	Sexual Assault/Child	Second degree felony	Yes	7 years (2 counts) TDCJ
Fredrick Merrill Jessop	11/08/2011	Conducting Ceremony Prohibited by Law	Third degree felony	No	10 years TDCJ + 10K Fine
Wendell Loy Nielsen	03/30/2012	Bigamy	Third degree felony	No	10 years TDCJ
Wendell Loy Nielsen	03/30/2012	Bigamy	Third degree felony	No	10 years TDCJ
Wendell Loy Nielsen	03/30/2012	Bigamy	Third degree felony	No	10 years TDCJ

Sexual Assault and Aggravated Sexual Assault Summary:

Affiant has reviewed Texas Code of Criminal Procedure, Chapter 59, Article 59.01(2) (A) (i), and believes that probable cause has been established that persons have committed Sexual Assault, as defined by Texas Penal Code, Chapter 22.011, and Aggravated Sexual Assault, as defined by Texas Penal Code, Chapter 22.021 at Suspected Place.

Affiant believes that probable cause has been established that demonstrates nine Sexual Assaults, as defined by Texas Penal Code, Chapter 22.011, and one Aggravated Sexual Assault, as defined by Texas Penal Code, Chapter 22.021, have occurred at 2420 County Road 300, Schleicher County, Texas. These violations are first and second degree felony crimes under the Texas Penal Code.

Affiant believes that as a result of this investigation, probable cause has been established that Suspected Place is contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2) (A) (I).

M. UNADJUDICATED CRIMINAL INDICTMENTS FOR CONDUCT THAT OCCURRED AT SUSPECTED PLACE OF 1,691 ACRES OF LAND, 2420 COUNTY ROAD 300, SCHLEICHER COUNTY, TEXAS

Affiant has reviewed the records of the Schleicher County District Clerk’s Office of criminal cases that are pending adjudication before the 51st Judicial District Court. Said cases are specifically related to criminal activity that was perpetrated at Suspected Place. Affiant has prepared a summary chart from the records of the district clerk that illustrates the un-adjudicated offenses of Bigamy.

Pending Bigamy Cases:

Warren Steed Jeffs:

<u>Date of Offense</u>	<u>Date of Indictment</u>	<u>Count</u>	<u>Punishment</u>	<u>Cause Number</u>
July 27, 2006	August 21, 2008	1	First degree felony	997

Raymond Merril Jessop:

<u>Date of Offense</u>	<u>Date of Indictment</u>	<u>Count</u>	<u>Punishment</u>	<u>Cause Number</u>
July 27, 2006	August 21, 2008	1	First degree felony	999

Abram Harker Jeffs:

<u>Date of Offense</u>	<u>Date of Indictment</u>	<u>Count</u>	<u>Punishment</u>	<u>Cause Number</u>
October 5, 2005	September 23, 2008	1	First degree felony	1003

Merril Leroy Jessop:

<u>Date of Offense</u>	<u>Date of Indictment</u>	<u>Count</u>	<u>Punishment</u>	<u>Cause Number</u>
July 27, 2006	July 22, 2008	1	First degree felony	994

Affiant has reviewed the investigative reports prepared by Texas Ranger Sergeant J. Nick Hanna, other Texas Rangers, and other law enforcement officers concerning the charges in each of the pending matters listed above. Affiant during the course of this investigation, and with the assistance of Ranger Hanna and Sergeant Hensley, examined numerous documents, records, letters and photographs that were seized during the search at the Suspected Place. The evidence examined included Bishop Records, Priesthood Records, Personal Records, One Family Group Records and Marriage Records.

Sergeant Hensley informed Affiant that he believes that the criminal activity listed in Section M of this affidavit occurred at the Suspected Place, and was discovered during the law enforcement investigation into Sexual Assault and Bigamy at said location.

Affiant has reviewed Texas Code of Criminal Procedure, Chapter 59, Article 59.01(2)(A)(i), and believes that the listed unadjudicated criminal indictments of persons for first and second degree felony crimes is probable cause to establish that the said Suspected Place is contraband and subject to seizure and forfeiture.

On October 9, 2012, the above listed unadjudicated criminal indictments were dismissed in the interest of judicial economy.

**N. PATTERN OF BIGAMY OCCURRING AT 2420 COUNTY ROAD 300, SCHLEICHER COUNTY,
TEXAS**

Affiant has reviewed for purposes of this investigation Texas Penal Code, Chapter 25, Section 25.01 Bigamy. In Texas, a person commits the offense of Bigamy if the person is legally married and purports to marry or does marry another person, who is not the spouse of the perpetrator. Bigamy is generally classified as a third degree felony; however the punishment has two exceptions that are based upon the age of the person whom the actor marries: If the actor marries a person 16 years of age or older, the offense is a second degree felony. If the actor marries a person younger than 16 years of age, the offense is a first degree felony.

Affiant has spoken with Texas Ranger Sergeant J. Nick Hanna and Office of Attorney General Sergeant Wesley Hensley regarding the Bigamy that occurred and continues to occur at Suspected Place.

Affiant, in conjunction with Ranger Hanna and Sergeant Hensley, has reviewed State's Exhibits 25A and State's Exhibit 25E that were introduced and admitted during the Sexual Assault and Aggravated Sexual Assault trial of Warren Steed Jeffs. State's Exhibit 25A and State's Exhibit 25E are records that are part of the evidence seized from the said Suspected Place during the April 2008 search warrants.

State's Exhibit 25A is titled, "Detailed Training on Celestial Morals in the Intimate Marriage Relations: Special Training Given by Warren Jeffs to His Ladies In the Living Room of His South House in Hildale, Utah". State's Exhibit 25E is titled "Purity in The New and Everlasting Covenant of Marriage." Affiant has read 25A and 25E and learned that both exhibits discuss the role and importance of plural marriage within the FLDS.

Affiant has reviewed Exhibit 25A and uncovered quotes and references wherein male FLDS members are deemed not to be adulterers when they engage in marital relations with multiple wives. Warren Jeffs refers to his "father's ladies, married to him" and states they "now are sealed to me."

Affiant has read Exhibit 25A and learned that it directs female FLDS members not to discuss her intimate relations with other females who share the same husband. In the same document, Jeffs further states that he has been tested by and can say "every wife I have received with an eternal sealing, it was father's and the Lord's appointment."

Affiant has reviewed Exhibit 25E and learned the document details the various covenants of plural marriage within the FLDS community and the importance of “celestial sealing” of men to multiple wives. The document discusses FLDS members’ belief that plural marriage is necessary to prove their worthiness to the Lord. On page 20, there is a subsection titled, “How to Live Plural Marriage” that addresses the need for training on the meaning of plural marriage, as well as the dictate that a man must not be a monogamist at heart. On the next page, plural marriage is described as a “sacred ordinance designed to take man into eternal worlds.” That page further commands that plural marriage is not to be “desecrated by linking it up with the worldly idea of polygamy.” The document goes on to discuss proper marriage relations between a man and his wives and what will happen to the women if they commit adultery.

Affiant believes after reading these two exhibits that they identify a clear ideology wherein Bigamy is fundamentally instilled within the FLDS community.

Affiant has read marriage records that are part of the evidence seized from the said Suspected Place during the April 2008 search warrants. Affiant, in conjunction with Ranger Hanna and Sgt. Hensley, prepared a summary chart listing Bigamous marriages that occurred at the said Suspected Place. Affiant has included in said chart a column to indicate if the suspected Bigamy offense is a second or first degree punishment as determined by the age of the person that the actor is believed to be married to.

Persons Convicted of Bigamy:

Husband	Date of Plural Marriage	Plural Wife	Location of Plural Marriage	Date of Legal Marriage, Wife Name	Degree of Penal Code Offense	Date of Birth of Plural Wife
Allred, Lehi Barlow (Jeffs, Lehi Barlow)	10/03/2005	Keate, Rachel	R17 (Schleicher County)	07/13/2001 Darger, Barbara	First degree felony	07/25/1990
Emack, Michael George	08/05/2004	Jessop, Ruleen	R17 (Schleicher County)	04/18/1958 Hammon, Sara	Second degree felony	12/06/1987
Steed, Leroy Johnson	07/22/2004	Jessop, Elizabeth Laverne	R17 (Schleicher County)	02/15/1986 Jessop, Kathleen	First degree felony	05/13/1990

Steed, Leroy Johnson	06/08/2006	Barlow, Viola	R17 (Schleicher County)	02/15/1986 Jessop, Kathleen	Second degree felony	10/23/1985
Wendell Loy Nielsen	02/07/2006	Margaret Lucille Jessop Johnson	R17 (Schleicher County)	08/02/1965 Black, Linda	Third degree felony	08/26/1947
Wendell Loy Nielsen	02/07/2006	Veda Barlow	R17 (Schleicher County)	08/02/1965 Black, Linda	Third degree felony	11/08/1940
Wendell Loy Nielsen	06/08/2006	Ilene Jeffs	R17 (Schleicher County)	08/02/1965 Black, Linda	Third degree felony	06/16/1962

Persons Indicted for Bigamy

Husband	Date of Plural marriage	Plural Wife	Location of Plural Marriage	Date of Legal Marriage, Wife Name	Degree of Penal Code Offense	Date of Birth of Plural Wife
Jeffs, Abram Harker	10/05/2005	Jessop, Suzanne	R17 (Schleicher County)	10/18/1993 Steed, Elizabeth Ann	First degree felony	11/13/1990
Jessop, Merrill Leroy	07/27/2006	Nielsen, LeAnn (Jeffs)	R17 (Schleicher County)	08/25/1996 Barlow, Jennetta	Second degree felony	03/24/1991
Jessop, Raymond Merril	07/27/2006	Jeffs, Teresa	R17 (Schleicher County)	01/13/1973 Musser, Mary Johnson	First degree felony	07/26/1991
Jeffs, Warren Steed	07/27/2006	Jessop, Merrienne	R17 (Schleicher County)	07/22/1979 Barlow, Annette	First degree felony	07/03/1994

Nielsen, Wendell Loy	02/07/2006	Barlow, Veda (Johnson)	R17 (Schleicher County)	08/02/1965 Black, Linda	Third Degree Felony	11/08/1940
Nielsen, Wendell Loy	02/07/2006	Johnson, Margaret Lucille Jessop	R17 (Schleicher County)	08/02/1965 Black, Linda	Third Degree Felony	08/26/1947
Nielsen, Wendell Loy	02/07/2006	Jeffs, Ilene	R17 (Schleicher County)	08/02/1965 Black, Linda	Third Degree Felony	06/16/1962

Bigamy Summary:

Affiant has reviewed Texas Code of Criminal Procedure, Chapter 59, Article 59.01(2) (A) (i), and believes that probable cause has been established that persons who reside at Suspected Place, have committed past violations of Bigamy as defined by Texas Penal Code Chapter 25, Section 25.01.

Affiant believes that probable cause has been established that demonstrates 23 violations of Bigamy, as defined by Texas Penal Code, Chapter 25 Section 25.01 have occurred at Suspected Place. Of the 23 aforementioned known violations of Bigamy, 11 resulted in indictments by the 51st Judicial Grand Jury for Schleicher County, Texas. Affiant is aware that, of the 11 indictments, 7 resulted in convictions. Affiant has established probable cause that 11 of said Bigamy offenses are first, second and third felony crimes under the Texas Penal Code. Affiant has established probable cause that the remaining 12 un-indicted Bigamy violations are first and second degree felonies under the Texas Penal Code.

Affiant believes that as a result of this investigation, probable cause has been established that Suspected Place, is contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2) (A) (i).

O. ENGAGING IN ORGANIZED CRIMINAL ACTIVITY AT 2420 COUNTY ROAD 300, SCHLEICHER COUNTY, TEXAS

Affiant has reviewed Chapter 71 of the Texas Penal Code, which defines and prohibits organized criminal conduct in the State of Texas. Section 71.01(a) of the Code defines “combination” for the purposes of prohibiting organized crime as: “three or more

persons who collaborate in carrying on criminal activities.”

Affiant has further reviewed Texas Penal Code, Section 71.02, which establishes the predicate crimes for the offense of Engaging in Organized Criminal Activity (EOCA). Under Section 71.02(a) (1), Aggravated Sexual Assault and Sexual Assault are predicate offenses. Consequently, when persons participate in a combination--meaning three or more persons collaborating to carry out criminal activities—to commit or conspire to commit Aggravated Sexual Assault or Sexual Assault, those persons also commit an Engaging in Organized Criminal Activity offense.

Affiant believes that probable cause for the offense of Engaging in Organized Criminal Activity has occurred at Suspected Place. Probable cause to believe EOCA Offenses occurred at said property is demonstrated by the fact that 10 FLDS members have been convicted of Sexual Assault and Aggravated Sexual Assault. Of the 10 convictions, one defendant, FLDS leader Warren Jeffs, was convicted of Aggravated Sexual Assault, a first degree felony, three defendants were convicted of Sexual Assault Enhanced, first degree felonies, and six defendants were convicted of Sexual Assault second degree felonies.

Affiant has read the Marriage Records and believes that the Aggravated Sexual Assaults and Sexual Assaults occurred through criminal acts of Bigamy that occurred at Suspected Place, which involved child victims. Further, by virtue of the number of felony convictions and the systemic fostering of bigamous relationships involving minors, the evidence provides probable cause to believe that a minimum of three persons collaborated with the intent to commit the offense of Aggravated Sexual Assault and Sexual Assault.

Affiant has read Marriage Records, Priesthood Records, Bishop Records, personal records, and one family group records which depict that in many instances, FLDS leader Warren Steed Jeffs either ordered, performed or at least witnessed 69 bigamous marriages involving minors. Illicit, underage marriages subsequently resulted in the offense of Aggravated Sexual Assault and Sexual Assault being perpetrated against minor victims.

Affiant believes that probable cause has been established to demonstrates that the offense of Engaging in Organized Criminal Activity, as defined by Texas Penal Code, Section 71.02(a)(1), has occurred at Suspected Place.

The criminal act of Engaging in Organized Criminal Activity is a predicate offense for seizure of property under Texas Code of Criminal Procedure, Article 59.01(2) (B) (xii).

Based upon evidence obtained by state law enforcement during the course of the investigation, Affiant believes probable cause has been established to show that Suspected Place is contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2) (B) (vii).

P. ILLICIT MONEY LAUNDERING WAS USED TO FACILITATE THE PURCHASE, FINANCING, SUPPORT AND INVESTMENT OF FUNDS ASSOCIATED WITH THE IDENTIFIED SUSPECTED PLACE – WITH SUB-SECTIONS 1 TO 6 INCLUDED.

Affiant has reviewed section 34.02 of the Texas Penal Code Section, which establishes and defines the criminal offense of Money Laundering. Under Section 34.02 of the Penal Code, a person commits a money laundering offense if the person knowingly: (1) acquires or maintains an interest in, conceals, possesses, transfers or transports the proceeds of criminal activity; (2) conducts, supervises, or facilitates a transaction involving the proceeds of criminal activity; (3) invest, expends, or receives, or offers to invest, expend, or receive, the proceeds of criminal activity or funds that the person believes are the proceeds of criminal activity; or (4) finances or invests or intends to finance or invest funds that the person believes are intended to further the commission of criminal activity.

Further, under Section 34.02 Money Laundering, the requisite, predicate “criminal activity” includes any offense, including any preparatory offense that is: (A) classified as a felony under the laws of the State of Texas or the United States or (B) punishable by confinement for more than one year under the laws of another state.

Affiant has also reviewed federal laws that prohibit Money Laundering. Specifically, the following Sections of Title 31 of the U.S. Code impose reporting requirements.

Section 5313: Money transfers over \$10,000 must be reported in a currency transaction report (CTR).

Section 5316: Transporting more than \$10,000 in cash across international boundaries must be reported in a Report of International Transportation of Currency Report.

Section 5325: Transfers of \$3,000 or more dollars via a money services bureau must report the customer’s identity.

Section 5331: Certain commercial transactions involving more than \$10,000 must be reported in Form 8300.

In addition to establishing reporting requirements, Title 31 also makes it a criminal offense to structure transactions in a manner

that prevents applicable transactions from being properly reported by financial institutions. Specifically, Section 5324 makes it a federal offense to structure or break up financial transactions in order to avoid having those transfers reported.

The penalty for violating Section 5324's Structuring prohibition is imprisonment for not more than 5 years and/or a fine of \$250,000. If the perpetrator's structured transactions exceed more than \$100,000 in a 12-month period or if structuring is performed while violating another law of the United States, the penalty is increased to imprisonment not to exceed 10 years and/or a fine of \$500,000. A violation of Section 5324 is a felony offense.

Affiant has reviewed Title 18, U.S.C., Section 107, Flight to Avoid Prosecution or Give Testimony. Under Section 1073, it is a criminal offense to move or travel in interstate or foreign commerce with the intent to avoid prosecution or confinement by either state or federal authorities. A fugitive who violates Section 1073 faces both a fine or imprisonment for up to five years.

Affiant has also reviewed Title 18, U.S.C., Section 1071, which establishes the criminal offense of Concealing Person from Arrest. Under Section 1071, persons who knowingly harbor or conceal individuals for whom federal arrest warrants or process have been issued, and thereby prevent the subject's discovery and arrest, face both a fine and up to one year imprisonment. The penalty is enhanced to five years in prison if the fugitive is wanted for a felony violation.

Section V (P) and subsections 1-6 of this affidavit establish probable cause to believe that FLDS members violated the above referenced state and federal criminal laws and were thus parties to a pattern of criminal offenses, including violations of Texas Penal Code Section 34.02 Money Laundering, Title 31, USC Section 5324, Structuring, Title 18, USC Section 1073, Flight to Avoid Prosecution and Title 18 USC Section 1071, Concealing Person from Arrest occurred.

1. PURCHASE, INVESTMENT AND DEVELOPMENT IN THE SUSPECTED PLACE TO FURTHER CRIMINAL ACTIVITY.

Affiant is informed that Texas Penal Code Chapter 34.02(a) (4) provides that a Money Laundering offense occurs when a person knowingly finances or invests, or intends to finance or invest funds that are intended to further the commission of criminal activity.

Affiant is further informed that, prior to the acquisition of the Suspected Place and the resulting relocation to the State of Texas, both leaders and members of the FLDS were the subject of criminal investigations in other jurisdictions/states. The Priesthood

Records and other documents seized from the Suspected Place clearly reveal that the FLDS and its leaders decided to acquire the Suspected Place in an effort to avoid law enforcement oversight in their prior location and further the perpetration of the criminal conduct which has been prosecuted to conviction in the State of Texas. Section V (J) above details the FLDS leaders and members who have been convicted of criminal offenses that occurred on said property.

Affiant, as a result of the investigation is familiar that Warren Jeffs gave the orders and directed for the purchase of the Suspected Place. Affiant has noted Section J in this affidavit which outlines the orders and directives administered by Warren Jeffs to purchase the Suspected Place.

A review of the transactions surrounding the purchase, financing of improvements and funding of operations of the Suspected Place, including transactions associated with three bank accounts detailed in below Subsections 2 through 4, indicates that the FLDS, its leaders, and members used the three identified bank accounts to acquire said property in order to further their criminal activities. The three aforementioned bank accounts are as follows: Bank of America bank account (xxxxxx-2935), Bank of America bank account (xxxxxx-8537) and Wells Fargo bank account (xxxxxx-7651).

Based upon the specific evidence reviewed in this case, including multiple confirmed incidents of Bigamy, Sexual Assault and Aggravated Sexual Assault, the Affiant believes that the Suspected Place was acquired, improved and maintained for the purpose of facilitating the ongoing commission of multiple felony offenses.

Further, based upon 18 years of experience investigating financial crimes and the evidence uncovered by the State, Affiant believes that the financial transactions surrounding the acquisition, financing of improvements, funding for maintenance and operations of the Suspected Place constitute Money Laundering offenses prohibited by the Texas Penal Code. Under Article 59.01 (2) (B) (iv) and (2) (D) of the Texas Code of Criminal Procedure, property used in the commission of a Money Laundering offense is defined as contraband. Because the Suspected Place was both acquired with money laundering proceeds and used to facilitate the commission of money laundering offenses, said property is contraband under the laws of the State of Texas.

**2. SUSPICIOUS FINANCIAL ACTIVITY IN BANK OF AMERICA ACCOUNT xxxxxx-2935, YFZ
LAND AND CONSTRUCTION**

Prior to Affiant being assigned to this investigation in September 2010, Bank of America account number xxxxxx-2935 was identified by Texas Attorney General Sergeant J. Crowell as an account associated with persons residing at Suspected Place.

Affiant has reviewed and analyzed official Bank of America records for account number xxxxxx-2935 in detail. That detailed review and analysis was assisted by Auditor K. Swihart of the Texas Attorney General's Law Enforcement Division. Based upon both a review of account records and his extensive experience investigating financial crimes, Affiant reached the following conclusions about account number xxxxxx-2935:

On January 6, 2004, David S. Allred opened Bank of America account number xxxxxx-2935 with an initial cash deposit of \$5,000 in U.S. currency. Account xxxxxx-2935 was not opened in Allred's own name but was instead established for an entity styled YFZ Land & Construction. The account was opened at a Bank of America branch office in San Angelo, Texas. The account was closed on February 7, 2006. During the time the account was active, the account received \$4,129,906.97 in deposits (credits).

Signature authority on the account was held by David S. Allred and Ernest M. Jessop. David S. Allred is listed as the account member/manager. Ernest M. Jessop was later removed from the account and Fredrick Merrill Jessop was subsequently added on August 11, 2004.

Affiant and Auditor Swihart have prepared a summary of the deposits into account xxxxxx-2935 for use in the State's criminal investigation. Official Bank of America records, which were obtained pursuant to the 51st Judicial District's July 6, 2010, Grand Jury Subpoena were used to prepare the summary.

Analysis by Affiant and Auditor Swihart revealed that, within a 17-month period from August 2004 through December 2005, a total of 175 separate cash deposits under \$10,000 were credited to account XXXXXX-2935.

Analysis by Affiant revealed that the 175 cash transactions resulted in cash deposits totaling \$1,547,250.

As detailed above, Title 31 of the U.S. Code prohibits the structuring of cash transactions to avoid reporting under the Banking Secrecy Act. Affiant has prepared a chart which identifies illicit, structured deposits into account XXXXXX-2935 by date, dollar amount and bank branch location. The average cash deposit was \$8,841.423. Based upon Affiant's experience conducting financial investigations and the State's analysis of cash transactions involving account

XXXXXX-2935, Affiant concludes there is probable cause to believe said account was funded with structured deposits in violation of federal law. The chart detailing said structures deposits is included below.

Analysis by Affiant and Auditor Swihart further revealed that between August 2004 and December 2005, an additional \$172,123.82 in non-structured cash deposits were also deposited into account XXXXXX-2935. Although these deposits involved cash transactions, because they exceeded the \$10,000 threshold and were therefore subject to federal reporting requirements, those deposits totaling \$172,123.82 were excluded from the amounts of currency identified above as structured deposits.

**CASH DEPOSITS BETWEEN \$5,000 TO \$9,999 or
CASH DEPOSITS AT MULTIPLE LOCATIONS ON THE SAME DATE
from 1/6/04 through 1/31/06**

DATE	NAME	CREDIT	BANK BRANCH
8/4/2004	Counter Credit - Cash	\$5,000.00	San Angelo Downtown
8/5/2004	Counter Credit - Cash	\$5,000.00	San Angelo Downtown
8/6/2004	Counter Credit - Cash	\$9,000.00	San Angelo Downtown
8/20/2004	Counter Credit - Cash	\$9,000.00	San Angelo Downtown
8/23/2004	Counter Credit - Cash	\$5,000.00	San Angelo Downtown
11/24/2004	Deposit - Cash In	\$5,204.00	San Angelo Downtown
11/29/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
11/30/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
12/1/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
12/3/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
12/7/2004	Deposit - Cash In	\$5,000.00	San Angelo Downtown
12/10/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
12/13/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
12/20/2004	Deposit - Cash In	\$7,520.00	San Angelo Downtown
12/21/2004	Deposit - Cash In	\$7,000.00	San Angelo Downtown
12/22/2004	Deposit - Cash In	\$7,500.00	San Angelo Downtown
1/3/2005	Deposit - Cash In	\$7,400.00	San Angelo Downtown
1/5/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
1/10/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
1/18/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
1/20/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
1/21/2005	Deposit - Cash In	\$9,430.00	San Angelo Downtown
2/8/2005	Deposit - Cash In	\$7,500.00	San Angelo Downtown
2/10/2005	Deposit - Cash In	\$7,500.00	San Angelo Downtown

2/14/2005	Deposit - Cash In	\$7,500.00	San Angelo Downtown
2/22/2005	Deposit - Cash In	\$7,500.00	San Angelo Downtown
2/24/2005	Deposit - Cash In	\$8,445.00	San Angelo Downtown
2/25/2005	Deposit - Cash In	\$9,350.00	San Angelo Downtown
2/25/2005	Deposit - Cash In	\$4,000.00	San Angelo Sherwood Way
3/1/2005	Deposit - Cash In	\$8,975.00	San Angelo Downtown
3/3/2005	Deposit - Cash In	\$7,800.00	San Angelo Downtown
3/7/2005	Deposit - Cash In	\$7,025.00	San Angelo Downtown
3/8/2005	Deposit - Cash In	\$8,855.00	San Angelo Downtown
3/11/2005	Deposit - Cash In	\$9,550.00	San Angelo Downtown
3/22/2005	Deposit - Cash In	\$9,500.00	San Angelo Sherwood Way
3/25/2005	Deposit - Cash In	\$9,745.00	San Angelo Downtown
3/29/2005	Counter Credit - Cash	\$7,000.00	San Angelo Sherwood Way
3/29/2005	Counter Credit - Cash	\$5,000.00	San Angelo Downtown
3/31/2005	Counter Credit - Cash	\$9,700.00	San Angelo Sherwood Way
3/31/2005	Counter Credit - Cash	\$8,800.00	San Angelo Downtown
4/1/2005	Counter Credit - Cash	\$9,966.00	San Angelo Downtown
4/1/2005	Counter Credit - Cash	\$8,999.00	San Angelo Sherwood Way
4/4/2005	Counter Credit - Cash	\$9,350.00	San Angelo Sherwood Way
4/5/2005	Counter Credit - Cash	\$9,937.00	San Angelo Sherwood Way
4/11/2005	Counter Credit - Cash	\$9,820.00	San Angelo Downtown
4/11/2005	Counter Credit - Cash	\$7,500.00	San Angelo Downtown
4/12/2005	Counter Credit - Cash	\$9,900.00	San Angelo Sherwood Way
4/13/2005	Counter Credit - Cash	\$8,900.00	San Angelo Downtown
4/15/2005	Deposit - Cash In	\$9,636.00	San Angelo Sherwood Way
4/20/2005	Deposit - Cash In	\$8,900.00	San Angelo Downtown
4/21/2005	Deposit - Cash In	\$9,980.00	San Angelo Downtown
4/21/2005	Deposit - Cash In	\$8,520.00	San Angelo Sherwood Way
4/27/2005	Deposit - Cash In	\$7,800.00	San Angelo Sherwood Way
5/3/2005	Deposit - Cash In	\$8,950.00	San Angelo Downtown
5/5/2005	Deposit - Cash In	\$9,740.00	San Angelo Sherwood Way
5/6/2005	Deposit - Cash In	\$9,900.00	San Angelo Downtown
5/6/2005	Deposit - Cash In	\$9,500.00	San Angelo Sherwood Way
5/10/2005	Deposit - Cash In	\$8,940.00	San Angelo Sherwood Way
5/12/2005	Deposit - Cash In	\$9,950.00	San Angelo Downtown
5/13/2005	Counter Credit - Cash	\$8,950.00	San Angelo Sherwood Way
5/13/2005	Deposit - Cash In	\$7,000.00	San Angelo Downtown
5/17/2005	Deposit - Cash In	\$7,140.00	San Angelo Sherwood Way
5/23/2005	Deposit - Cash In	\$8,820.00	San Angelo Downtown
5/24/2005	Deposit - Cash In	\$9,080.00	San Angelo Sherwood Way
6/1/2005	Deposit - Cash In	\$9,600.00	San Angelo Sherwood Way
6/1/2005	Deposit - Cash In	\$9,450.00	San Angelo Sherwood Way

6/2/2005	Deposit - Cash In	\$7,000.00	San Angelo Downtown
6/3/2005	Deposit - Cash In	\$9,300.00	San Angelo Sherwood Way
6/3/2005	Deposit - Cash In	\$8,700.00	San Angelo Sherwood Way
6/6/2005	Deposit - Cash In	\$9,720.00	San Angelo Sherwood Way
6/6/2005	Deposit - Cash In	\$9,600.00	San Angelo Downtown
6/7/2005	Deposit - Cash In	\$8,400.00	San Angelo Downtown
6/10/2005	Deposit - Cash In	\$7,018.00	San Angelo Downtown
6/16/2005	Deposit - Cash In	\$9,375.00	San Angelo Downtown
6/17/2005	Deposit - Cash In	\$6,500.00	San Angelo Sherwood Way
6/22/2005	Deposit - Cash In	\$8,850.00	San Angelo Sherwood Way
6/24/2005	Deposit - Cash In	\$9,350.00	San Angelo Sherwood Way
6/27/2005	Deposit - Cash In	\$9,680.00	San Angelo Downtown
6/28/2005	Deposit - Cash In	\$8,750.00	San Angelo Downtown
6/30/2005	Deposit - Cash In	\$9,580.00	San Angelo Downtown
7/5/2005	Deposit - Cash In	\$9,900.00	San Angelo Sherwood Way
7/6/2005	Deposit - Cash In	\$8,908.00	San Angelo Downtown
7/7/2005	Deposit - Cash In	\$9,025.00	San Angelo Sherwood Way
7/8/2005	Deposit - Cash In	\$8,250.00	San Angelo Sherwood Way
7/13/2005	Deposit - Cash In	\$9,220.00	San Angelo Sherwood Way
7/15/2005	Deposit - Cash In	\$8,950.00	San Angelo Sherwood Way
7/18/2005	Deposit - Cash In	\$9,940.00	San Angelo Downtown
8/9/2005	Deposit - Cash In	\$9,900.00	San Angelo Downtown
8/9/2005	Deposit - Cash In	\$9,250.00	San Angelo Sherwood Way
8/15/2005	Deposit - Cash In	\$9,250.00	San Angelo Sherwood Way
8/16/2005	Deposit - Cash In	\$9,525.00	San Angelo Sherwood Way
8/16/2005	Deposit - Cash In	\$9,780.00	San Angelo Sherwood Way
8/17/2005	Deposit - Cash In	\$9,500.00	San Angelo Sherwood Way
8/18/2005	Deposit - Cash In	\$9,950.00	San Angelo Downtown
8/18/2005	Deposit - Cash In	\$8,990.00	San Angelo Sherwood Way
8/22/2005	Deposit - Cash In	\$9,925.00	San Angelo Downtown
8/23/2005	Deposit - Cash In	\$8,785.00	San Angelo Sherwood Way
8/24/2005	Deposit - Cash In	\$9,880.00	San Angelo Sherwood Way
8/25/2005	Deposit - Cash In	\$9,130.00	San Angelo Sherwood Way
8/29/2005	Deposit - Cash In	\$8,118.00	San Angelo Downtown
8/30/2005	Deposit - Cash In	\$9,480.00	San Angelo Sherwood Way
9/2/2005	Deposit - Cash In	\$8,900.00	San Angelo Downtown
9/6/2005	Deposit - Cash In	\$9,520.00	San Angelo Downtown
9/7/2005	Deposit - Cash In	\$8,540.00	San Angelo Sherwood Way
9/8/2005	Deposit - Cash In	\$9,745.00	San Angelo Downtown
9/9/2005	Deposit - Cash In	\$9,690.00	San Angelo Sherwood Way
9/12/2005	Deposit - Cash In	\$9,325.00	San Angelo Downtown
9/13/2005	Deposit - Cash In	\$9,950.00	San Angelo Downtown

9/13/2005	Deposit - Cash In	\$9,640.00	San Angelo Sherwood Way
9/15/2005	Deposit - Cash In	\$9,827.00	San Angelo Sherwood Way
9/15/2005	Deposit - Cash In	\$7,850.00	San Angelo Downtown
9/20/2005	Deposit - Cash In	\$9,980.00	San Angelo Downtown
9/21/2005	Deposit - Cash In	\$9,870.00	San Angelo Downtown
9/22/2005	Deposit - Cash In	\$9,513.00	San Angelo Downtown
9/26/2005	Deposit - Cash In	\$9,924.00	San Angelo Sherwood Way
9/27/2005	Deposit - Cash In	\$8,640.00	San Angelo Sherwood Way
9/30/2005	Deposit - Cash In	\$9,667.00	San Angelo Downtown
10/3/2005	Deposit - Cash In	\$9,700.00	San Angelo Sherwood Way
10/4/2005	Deposit - Cash In	\$9,966.00	San Angelo Sherwood Way
10/6/2005	Deposit - Cash In	\$9,814.00	San Angelo Downtown
10/7/2005	Deposit - Cash In	\$8,997.00	San Angelo Sherwood Way
10/11/2005	Deposit - Cash In	\$9,995.00	San Angelo Sherwood Way
10/11/2005	Deposit - Cash In	\$9,980.00	San Angelo Downtown
10/11/2005	Deposit - Cash In	\$9,978.00	San Angelo Sherwood Way
10/11/2005	Deposit - Cash In	\$9,800.00	San Angelo Sherwood Way
10/13/2005	Deposit - Cash In	\$9,950.00	San Angelo Downtown
10/13/2005	Deposit - Cash In	\$9,501.00	San Angelo Downtown
10/17/2005	Deposit - Cash In	\$9,492.00	San Angelo Downtown
10/19/2005	Deposit - Cash In	\$9,910.00	San Angelo Downtown
10/20/2005	Deposit - Cash In	\$9,175.00	San Angelo Sherwood Way
10/21/2005	Deposit - Cash In	\$8,950.00	San Angelo Sherwood Way
10/24/2005	Deposit - Cash In	\$9,672.00	San Angelo Sherwood Way
10/26/2005	Deposit - Cash In	\$9,962.00	San Angelo Sherwood Way
10/27/2005	Deposit - Cash In	\$8,942.00	San Angelo Downtown
10/28/2005	Deposit - Cash In	\$9,924.00	San Angelo Sherwood Way
10/31/2005	Deposit - Cash In	\$9,900.00	San Angelo Sherwood Way
10/31/2005	Deposit - Cash In	\$9,800.00	San Angelo Sherwood Way
10/31/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
10/31/2005	Deposit - Cash In	\$9,500.00	San Angelo Sherwood Way
11/1/2005	Deposit - Cash In	\$9,897.00	San Angelo Downtown
11/2/2005	Deposit - Cash In	\$9,950.00	San Angelo Downtown
11/2/2005	Deposit - Cash In	\$9,850.00	San Angelo Sherwood Way
11/3/2005	Deposit - Cash In	\$9,920.00	San Angelo Sherwood Way
11/3/2005	Deposit - Cash In	\$7,960.00	San Angelo Downtown
11/7/2005	Deposit - Cash In	\$7,856.00	San Angelo Downtown
11/8/2005	Deposit - Cash In	\$7,880.00	San Angelo Sherwood Way
11/9/2005	Deposit - Cash In	\$7,850.00	San Angelo Downtown
11/14/2005	Deposit - Cash In	\$8,313.00	San Angelo Sherwood Way
11/16/2005	Deposit - Cash In	\$9,057.00	San Angelo Downtown
11/16/2005	Deposit - Cash In	\$7,435.00	San Angelo Sherwood Way

11/17/2005	Deposit - Cash In	\$8,601.00	San Angelo Downtown
11/18/2005	Deposit - Cash In	\$9,750.00	San Angelo Sherwood Way
11/21/2005	Deposit - Cash In	\$8,615.00	San Angelo Downtown
11/22/2005	Deposit - Cash In	\$8,950.00	San Angelo Downtown
11/23/2005	Deposit - Cash In	\$9,300.00	San Angelo Downtown
11/25/2005	Deposit - Cash In	\$7,800.00	San Angelo Sherwood Way
11/28/2005	Deposit - Cash In	\$9,865.00	San Angelo Sherwood Way
11/30/2005	Deposit - Cash In	\$9,400.00	San Angelo Sherwood Way
12/5/2005	Deposit - Cash In	\$9,329.00	San Angelo Sherwood Way
12/5/2005	Deposit - Cash In	\$8,650.00	San Angelo Sherwood Way
12/7/2005	Deposit - Cash In	\$9,986.00	San Angelo Sherwood Way
12/7/2005	Deposit - Cash In	\$8,700.00	San Angelo Downtown
12/8/2005	Deposit - Cash In	\$8,925.00	San Angelo Downtown
12/8/2005	Deposit - Cash In	\$9,300.00	San Angelo Sherwood Way
12/12/2005	Deposit - Cash In	\$8,950.00	San Angelo Downtown
12/12/2005	Deposit - Cash In	\$8,500.00	San Angelo Sherwood Way
12/12/2005	Deposit - Cash In	\$7,086.00	San Angelo Downtown
12/15/2005	Deposit - Cash In	\$9,700.00	San Angelo Sherwood Way
12/16/2005	Deposit - Cash In	\$9,500.00	San Angelo Sherwood Way
12/21/2005	Deposit - Cash In	\$7,153.00	San Angelo Sherwood Way
12/22/2005	Deposit - Cash In	\$9,554.00	San Angelo Sherwood Way
12/23/2005	Deposit - Cash In	\$9,980.00	San Angelo Sherwood Way
12/23/2005	Deposit - Cash In	\$9,650.00	San Angelo Downtown
12/27/2005	Deposit - Cash In	\$9,500.00	San Angelo Downtown
12/27/2005	Deposit - Cash In	\$9,043.00	San Angelo Sherwood Way
TOTAL - 175 Items		\$1,547,250.00	
Average Deposit		\$ 8,841.43	

Based upon extensive training and experience investigating financial crimes, Affiant is aware that Section 5313 of Title 31, United States Code, and Part 103 of 31 C.F.R. of the Bank Secrecy Act (BSA) requires that financial institutions that encounter customers with currency transactions (i.e., a deposit or withdrawal) in excess of \$10,000 are required to report those transactions to the Department of Treasury utilizing FinCEN Form 104, Currency Transaction Report (CTR). These federal regulations also require that multiple separate transactions be treated as a single transaction if (a) the financial institution has knowledge that they are conducted by, or on behalf of, the same person; and (b) the transactions result in more than \$10,000 in currency being received or disbursed by the financial institution during any one business day.

Affiant further knows through training and experience that CTRs are often used by law enforcement to identify illicit conduct including narcotics trafficking, money laundering, and tax evasion. Many individuals involved in the aforementioned criminal

enterprises are aware of federal reporting requirements and thus employ measures that are intended to conceal their transactions so financial institutions do not file CTRs. Consistent with the term employed by Section 5324 of Title 31, these illicit measures are often referred to as “structuring”, a process that relies upon multiple cash deposits in amounts less than \$10,000 at distinct banks and/or branches of the same bank on the same day, consecutive days, or within a few days of each deposit. Title 31, U.S.C., Section 5324(s) (3) prohibits structuring.

Affiant knows through training and experience that, in order to establish a violation of Title 31, U.S.C., Section 5324(a), the government must prove that a person structured, assisted in structuring, or attempted to structure or assist in structuring, transactions with one or more domestic financial institutions in amounts no greater than \$10,000. Further, the perpetrator must do so for the purposes of evading the reporting requirements of section 5313(a) or any regulation prescribed under such sections.

Affiant is aware that the term “structured cash deposit” or “structuring” refers to a practice of executing financial transactions (typically, the making of bank deposits) in a manner that evades federal reporting requirements mandated by Title 31.

Affiant and Auditor Swihart examined non-cash deposits/credits into Bank of America account number xxxxxx-2935. Affiant has identified approximately 20 individuals and entities that made non-cash payments to YFZ Land and Construction that were deposited into said account. Official records obtained from Bank of America pursuant to a subpoena were utilized to prepare the summary below.

Bank of America

Account Number xxxxxx-2935

Period of 1/6/2004 to 1/31/2006

Account Deposit Activity Summary Prepared by Auditor Swihart:

SOURCE	LOCATION	TOTAL	NOTES
Structured cash deposits	San Angelo, TX	\$1,547,250	175 cash deposits between \$5,000 to \$9,999
Sawtooth Holding LLC	Cheyenne, WY	\$685,000.97	Funds used to pay-off First AG mortgage – 3 deposits from 8/10 to 8/12/05
FLDS church	Cedar City, UT Hurricane, UT	\$655,000	14 deposits from 5/14 to 8/30/04
Cash	San Angelo, TX	\$168,123.82	Cash deposits less than \$4,999 and greater than \$10,000

Tonto Supply Inc	Colorado City, AZ Hurricane, UT	\$165,634	7 deposits
Fred Jessop	Cedar City, UT Hurricane, UT	\$150,000	3 deposits from 6/17 to 6/28/04
Merril Jessop	Eldorado, TX	\$140,233.64	3 deposits
Plumsen Supply Inc	St. George, UT	\$130,125	5 deposits from 3/18 to 5/4/04
Cooperative Mercantile Corp	Colorado City, AZ Page, AZ Hurricane, UT	\$80,700	2 deposits
Dave's Builders	St. George, UT	\$58,000	2 deposits from 2/17 to 3/2/04
Web transportation and equipment	St. George, UT	\$50,000	2 deposits from 3/5 to 3/9/04
John Gilbert	Hurricane, UT	\$50,000	1 deposit on 10/26/04
First Capital Corporation	Pittsburgh, PA	\$39,600	1 deposit on 9/13/04
Ati Construction Inc	Hurricane, UT Mesquite, NV	\$35,000	2 deposits from 9/7 to 9/21/04
Transfer from BofA 8537	St. George, UT Eldorado, TX	\$33,400	3 deposits. Account Owner – YFZ Land LLC
DMC	Hurricane, UT	\$32,500	1 deposit on 9/13/04
Over The Top Shop	Colorado City, AZ	\$25,479.19	2 deposits from 10/27 to 11/16/04
General Rock Products Inc	Colorado City, AZ Hurricane, UT	\$20,130	1 deposit on 12/22/04
Details Wireless Inc	Hilldale, UT Hurricane, UT	\$15,000	1 deposit on 9/23/04
Royal Metal Industries Inc	Olathe, KS	\$14,671.57	
Misc. deposits	N/A	\$12,172.44	
Construction	Texas	\$8,252.85	
Royal Direct	N/A	\$5,000	
Pending document**	N/A	\$4,578.17	
Mortgage Payoff – First AG Credit	San Angelo, TX	\$3,751.64	Refunded amount from mortgage payoff
Administrative		\$99	Fees

Total	\$4,129,906.97
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Based upon his analysis of the bank records detailed above, Affiant has learned the following:

On August 23, 2005, Fredrick Merrill Jessop wrote check number 2036 from Bank of America Account XXXXXX-2935 in the amount of \$655,639.08 to First AG Credit. This payment satisfied YFZ Land and Construction's outstanding loan on the property at Suspected Place.

Affiant and Auditor Swihart reviewed all debits from the account and classified \$2,421,537.90 as construction expenses related to the development and construction of improvements at the property at Suspected Place.

Based upon their review of account debits, Affiant and Auditor Swihart classified an additional \$146,755.63 in debits as utility expenses for the property at Suspected Place.

Bank of America

Account Number xxxxxx-2935

Period of 1/6/2004 to 1/31/2006

Debit Activity Summary Prepared by Auditor Swihart:

SOURCE	LOCATION	TOTAL	NOTES
Construction expense	San Angelo, TX Eldorado, TX	\$2,421,537.90	
Mortgage payoff – First AG Credit note	San Angelo, TX	\$655,639.08	8/23/05 Payee – First AG Credit
Credit cards/banks expenses	N/A	\$268,303.61	
Fuel expense	San Angelo, TX Eldorado TX	\$168,384.54	
Utilities/telephone expense	San Angelo, TX Eldorado, TX	\$146,755.63	Southwest Texas Electric Coop, City of Eldorado, LCRA, Verizon Wireless,

			Cingular Wireless, Cellular One
Fabric expense	TX, CA, NC	\$85,882.43	
Vehicle expense	San Angelo, TX Eldorado, TX	\$84,139.94	
Cash	N/A	\$65,545.38	
Merril Jessop	Eldorado, TX	\$52,398.77	Closing of account on 1/4/06 deposited into WFB 7651
Royal Metal Industries Inc	Olathe, KS	\$47,679.78	
Misc. expenditure	N/A	\$41,523.28	
Misc. retail expense	San Angelo, TX Eldorado, TX	\$37,920.01	
Medical expense	San Angelo, TX	\$35,599.33	Banking fees
Administrative expense	N/A	\$9,430.05	Account fees
Ranch expense	San Angelo, TX Eldorado, TX	\$4,617.24	
Rent expense	San Angelo, TX	\$4,550	
Total		\$4,129,906.97	

On September 24, 2010, Affiant contacted Investigator Dave McSweeney with Bank of America's Anti-Money Laundering Unit (AML), concerning both account number xxxxxx-2935 and a second account numbered xxxxxx-8537, which was established in the name of YFZ Land, LLC, and is discussed further below in Section V (P) (3). Investigator McSweeney told Affiant that Bank of America has a corporate policy of closing all accounts wherein the account holder appears to be illegally structuring financial transactions or otherwise conducting illegal business. Investigator McSweeney stated that Bank of America closed accounts XXXXXX-2935 and XXXXXX-8537 on February 7, 2006, due to suspected structured transactions that were intended to evade federal reporting requirements and suspected money laundering. The accounts were both compliance closures initiated by Bank of America.

In addition, McSweeney informed Affiant that the combination of large cash deposits and subsequent wire transfers out of a construction company account reflected highly suspicious activity. McSweeney further told Affiant that the cash deposits and wire transfers made it difficult for Bank of America to trace the source and ultimate disposition of Account XXXXXX-2935's funds.

Based upon his experience investigating financial crimes, Affiant believes that Account XXXXXX-2935's non-cash deposits also have indicators suggesting that these transactions are questionable and suspicious. Affiant confirms that he has encountered similar indicators in prior money laundering investigations. In particular, many non-cash deposits into the account are for even dollar amounts. Most legitimate transactions for actual goods or services do not result in even dollar amounts.

During previous money laundering investigations, Affiant has encountered subjects who utilized intra-bank deposits in a concerted effort to prevent law enforcement from tracing illicit funds. Intra-bank deposits between separate banks and bank branches effectively allow deposits to be layered, particularly when those transfers involve multiple banks. Layered transactions among various banks make it difficult to trace funds and thus facilitates money laundering and other illicit conduct.

Based upon his training and experience in financial crimes, Affiant believes that the financial transactions associated with this account are suspicious and bear the indicators typically associated with an illicit criminal enterprise.

Further, based upon his analysis of account activity and the structured transactions uncovered during the investigation, Affiant believes that \$1,547,250.00 in deposits to account xxxxxx-2935 constitute proceeds of criminal activity in violation in violation of Title 31, U.S.C., Section 5324, Structuring Transactions to Evade a Reporting Requirement. The aforementioned deposits constitute proceeds of criminal activity because they were structured to ensure deposited amounts fell under the \$10,000 federal reporting threshold. Based upon the structuring of these cash deposits, the evidence shows probable cause to believe that felony violation of Title 31, U.S.C., Section 5324, has occurred.

Affiant believes that the evidence described herein establishes probable cause to believe that proceeds from criminal activity prohibited by federal law were used in violation of Texas Penal Code, Section 34.02.

Based upon his investigative experience and the evidence described herein, Affiant concluded that the above described proceeds of criminal activity were used to pay off the mortgage debt and fund construction projects at Suspected Place, credit card debt expenses, fuel expenses, utility expenses, fabric expenses, vehicle expenses, Merrill Jessop, Royal Metal Industries, furniture expenses, retail expenses, medical expenses, ranch expenses, rent expenses, and account fees. All of the expenses supported the

purchase, use and improvement of the Suspected Place.

Affiant further believes that the structuring violations and contravention of federal reporting requirements establish probable cause to believe that any funds deposited into the accounts described herein violated Title 18 U.S.C. Section 5324. Consequently, those funds are proceeds of a criminal transaction perpetrated in violation of federal law. Under the Texas Penal Code, the use of proceeds from state and federal felonies constitutes illegal money laundering.

Affiant is familiar with Texas Penal Code Section 34.02 (A) (3) Money Laundering, which provides that a person commits an offense if the person knowingly invests, expends, or receives, or offers to invest, expend, or receive, either the proceeds of criminal activity or funds that the person believes are the proceeds of criminal activity.

After reviewing financial records for Bank of America bank account XXXXXX-2935, Affiant identified a pattern of structuring cash deposits into the account. By structuring cash deposits into the account in a manner that attempted to evade reporting requirements, the depositors undertook a deliberate attempt to conceal their financial transactions and violated federal law.

Based on his training and experience investigating money laundering, Affiant is aware that the primary purpose of structuring funds is to conceal both the source and existence of proceeds from criminal activity. The pervasive pattern of structuring activity uncovered during this investigation indicates that the FLDS, its leaders, and its members believed that funds under their control constituted proceeds from criminal activity. Because structuring is classified as a felony offense under Title 32, U.S.C. 5324, it is reasonable to assume that the criminal activity attempted to be concealed must have been a felony rather than a misdemeanor. Consequently, the structured transactions uncovered during this investigation meet the definition of proceeds of criminal activity under Section 34.01 Money Laundering of the Texas Penal Code.

When structured funds were transferred or otherwise utilized to facilitate a financial transaction, a felony Money Laundering offense was committed pursuant to Chapter 34.02 (a) (3) of the Texas Penal Code. Consequently, not only the funds themselves, but any property used in the commission of the Money Laundering offense or property acquired with the illicit funds became contraband as defined by Article 59.01 (2) of the Code of Criminal Procedure. Because the Suspected Place was acquired with the laundered funds and was used in the commission of the Money Laundering offense, the Suspected Place is contraband subject to seizure and forfeiture under Article 59.02.

The criminal act of money laundering, based upon the use of proceeds of criminal activity, is a predicate offense under Texas Code of Criminal Procedure, Chapter 59, Article 59.01 (2) (B) (iv) and (D). Affiant believes that these same illicit proceeds were used to purchase the real property and tangible property that was used to operate, develop the infrastructure and build structures

at Suspected Place.

Affiant knows that contraband, as defined by Article 59.01 (2) (B) (iv) and (D) of the Texas Code of Criminal Procedure, is subject to seizure and forfeiture as provided by Texas Code of Criminal Procedure, Article 59.02 (B) (iv) and (D).

Affiant believes that this investigation establishes probable cause to believe that the Suspected Place was used in the commission of Money Laundering offenses and/or was acquired with proceeds of Money Laundering offenses and is therefore contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2) (B) (iv) and (D).

3. SUSPICIOUS FINANCIAL ACTIVITY IN BANK OF AMERICA ACCOUNT xxxxxx-8537, YFZ LAND LLC

Prior to Affiant being assigned to this investigation in September 2010, other investigators assigned to the case had uncovered evidence identifying Bank of America account number XXXXXX-8537 with persons who resided at the Suspected Place.

Affiant has reviewed and analyzed official Bank of America records for account number xxxxxx-8537 in detail. That detailed review and analysis was assisted by Auditor K. Swihart of the Texas Attorney General's Law Enforcement Division. Based upon both a review of account records and his extensive experience investigating financial crimes, Affiant reached the following conclusions about account xxxxxx-8537:

Bank of America account number xxxxxx-8537 was opened November 10, 2003, by David Steed Allred. The bank account was opened as a business economy checking account at a Bank of America branch office in San Angelo, Texas. The account was not opened in Allred's own name, but was instead established for an entity styled YFZ Land LLC., and located at 225 N. Bluff Street, P.O. Box 2650, St. George, Utah 84770. David Steed Allred presented Utah driver's license number 150136187 as his proof of identification when the account was opened. On May 1, 2004, YFZ Land LLC's address was changed to P.O. Box 715, Eldorado, Texas.

The initial \$250,000 deposit into account XXXXXX-8537 was dated October 13, 2003, and was drawn from an account (XXXXXX-0615, Check #021992) styled Western Precision at the Bank of Ephraim in Hildale, Utah. The check was signed by Wendell Nielsen.

On October 11, 2011, Affiant contacted the Utah Department of Commerce and obtained the following information about Western Precision: Western Precision LLC, Taxpayer Identification Number 75644920160, 850 N. Western Precision Parkway, P.O. Box 842400, Hildale, Utah 84784. The same records indicate that John C. Wayman is the company's Registered Agent; no other individuals are listed on the filing application. Affiant also performed a commercial database check for information about Western Precision, LLC and learned Wendell Nielsen, Social Security number xxx-xx-5039, is the company's President.

During the course of the investigation, Affiant reviewed documents known within FLDS as the "Priesthood Records", which were prepared at the direction of Warren Steed Jeffs. Based upon his knowledge of the FLDS and its internal operations, Affiant believes that said records accurately describe Jeffs' instructions to his followers as the spiritual leader of the FLDS. Priesthood records reviewed by Affiant reveal that Jeffs instructed FLDS members to purchase and develop the property at 2420 County Road 300, Schleicher County, Texas. The Priesthood Records are currently located within the State's evidence facility in ADP 277 4/09/08 and ADP 281 4/09/08. Documentary evidence from the Priesthood Records reveals Warren Jeffs' dealings with Wendell Lloyd Nielsen.

The Priesthood Records of Warren Steed Jeffs, April 2, 2003, page 17:

"Wendell Loy Nielsen is identified as an Elder by Warren Jeffs. I have organized it so Wendell's business, Western Precision and David Allred business, Allco, each give Ron \$2,500, a total of \$5000 a month, to help him out."

The Priesthood Records of Warren Steed Jeffs, April 28, 2003, page 318:

"Uncle Wendell invited you to lunch at Western Precision. We had a wonderful time. You ate more then I have seen you eat in a long time. Uncle Wendell gave you a check which you took to Uncle Fred to help with the tax burden."

The Priesthood Records of Warren Steed Jeffs, April 28, 2003, page 329:

"I told Mother Marilyn to record the \$50,000 donation from Western Precision in the tithing records."

The Priesthood Records of Warren Steed Jeffs, October 19, 2003, page 169:

"I called Wendell and arranged that Joseph would work for Western Precision."

The Priesthood Records of Warren Steed Jeffs, December 15, 2003, page 189:

“And I told Wendell to use John Wayman to take over his Western Precision position.”

After reviewing bank records for account XXXXXX-8537, Auditor Swihart labeled and categorized the source of deposits into the account. The summary chart below lists the source of each deposit and describes how those funds were ultimately expended. Deposit descriptions detailed in Auditor Swihart’s summary are corroborated by documentary evidence in the Priesthood Records, which describe deposits from Western Precision, LCC and Allco Truss that coincide with bank records for account number XXXXXX-8537.

Bank of America

Account Number xxxxxx-8537

Period of 11/10/2003 to February 28, 2006

Deposit Activity Summary Prepared by Auditor Swihart:

SOURCE	LOCATION	TOTAL	NOTES
Western Precision	Hilldale, UT	\$250,000	Funds used for land purchase – 11/10/03
Paragon Contractors	Hilldale, UT	\$31,960.70	Funds used to transfer to Dave’s Builders & B of A 2935 – 1/20/04
Allco Truss	Hilldale, UT	\$12,000	Funds used to transfer to B of A 2935 and B of A 3214 – 1/27/04
Web transportation and equipment	St. George, UT	\$6,698.49	Funds used to transfer to B of A 2935 and B of A 3214 – 1/27/04
Robert Allred	Hilldale, UT	\$3,301.21	Funds used to transfer to B of A 2935 and B of A 3214 – 1/27/04
Dave’s Builders	St. George, UT	\$2,000	11/10/03
Fabric	NC	\$408.80	
Total		\$306,369.20	

Consistent with his approach to categorizing deposits into account number XXXXXX-8537, Auditor Swihart created a category to label and identify the purposes for which funds from the account were expended. The summary chart below lists expenditure

categories and includes a description for significant expenditures.

After reviewing bank records and other relevant documents, Affiant confirmed that a November 21, 2003, check drawn from account XXXXXX-8537 was used to purchase a cashier's check in the amount of \$247,971.66. Said cashier's check was thereafter presented at the time of closing to effectuate the purchase of 1,371 acres of land at 2420 County Road 300, Schleicher County, Texas. A more detailed description of financial transactions associated with the purchase of said 1,371 acres is provided in Section V (B) above.

Bank of America

Account Number xxxxxx-8537

Period of 11/10/03 to 02/28/06

Debit Activity Summary Prepared by Auditor Swihart:

SOURCE	LOCATION	TOTAL	NOTES
Land purchase	Eldorado, TX	\$247,971.66	Payee – Bank of America on 11/21/03
Transfer to B of A 2935	San Angelo, TX	\$33,400	Account owner – YFZ Land and Construction
Dave's Builders	St George, UT	\$20,000	1/26/04
Transfer to B of A 3214	N/A	\$1,500	Account owner – unknown
Construction expense	TX	\$1,246.47	
Merril Jessop	Eldorado, TX	\$948.91	Closing of account on 2/7/06 deposited into WFB 7651
Utilities/telephone expense	San Angelo, TX	\$852.16	Southwest Texas Electric Coop
Misc. retail expense	N/A	\$225	
Cash	N/A	\$155	
Administrative expense	N/A	\$70	Banking fees
Total		\$306,369.20	

On September 24, 2010, Affiant contacted Investigator Dave McSweeney with Bank of America's Anti-Money Laundering Unit (AML) concerning both account number xxxxxx-2935 (see subsection V (P) (2) above), and YFZ Land LLC account numbered xxxxxx-8537, which was established in the name of YFZ Land LLC and is discussed further in Section V (P) (3). Investigator McSweeney told Affiant that Bank of America has a corporate policy of closing all accounts wherein the account

holder appears to be illegally structuring financial transactions or otherwise conducting illegal business. Investigator McSweeney stated that Bank of America closed accounts XXXXXX-2935 and XXXXXX-8537 on February 7, 2006, due to suspected money laundering and structured transactions that were intended to evade formal reporting requirements. The accounts were both compliance closures initiated by Bank of America.

In addition, McSweeney informed Affiant that the combination of large cash deposits and subsequent wire transfers out of a construction company account reflected highly suspicious activity. McSweeney further told Affiant that the cash deposits and wire transfers made it difficult for Bank of America to trace the source and ultimate disposition of account XXXXXX-2935's funds.

During previous money laundering investigations, Affiant has encountered subjects who utilized intra-bank deposits in a concerted effort to prevent law enforcement from tracing illicit funds. Intra-bank deposits between separate banks and bank branches effectively allow deposits to be layered, particularly when those transfers involve multiple banks. Layered transactions among various banks make it difficult to trace funds and thus facilitate money laundering and other illicit conduct.

Based upon his training and experience in financial crimes, Affiant believes that the financial transactions associated with this account are suspicious and bear the indicators typically associated with an illicit criminal enterprise.

Based upon his review of Bank of America's records for account XXXXX-2935 (YFZ Land & Construction) and account XXXXXX-8537 (YFZ Land LLC), Affiant observed that both accounts were opened by David S. Allred and confirmed that funds from the two accounts were comingled. Bank of America records reviewed by Affiant also reveal that three wire transfers totaling \$33,400 from account XXXXXX-8537 were deposited into account XXXXXX-2935. Said transfers further indicate comingling of funds among these two accounts. Because of the suspicious nature of these transfers, Bank of America closed both accounts on February 7, 2006.

Having reviewed Bank of America records for both accounts and confirming that the accounts' funds were comingled, Affiant concluded that proceeds from illicit criminal activity were deposited into XXXXXX-8537. As detailed in Subsection V (P) (2) above, cash deposits into account XXXXXX-2935 were illegally structured in increments of less than \$10,000 in order to evade federal reporting requirements. Consequently, those deposits and the resulting funds in said accounts constitute proceeds of criminal activity in violation of Title 31, U.S.C., Section 5324, Structuring Transactions to Evade a Reporting Requirement.

Based upon the illegally structured cash deposits into said funds, Affiant believes there is probable cause that these transactions

further constitute a felony violation of federal law. Thus, Affiant further believes that probable cause has been established to show that said use and transfer of illicit proceeds from federal crimes violates Section 34.02 of the Texas Penal Code.

**4. SUSPICIOUS FINANCIAL ACTIVITY IN WELLS FARGO BANK ACCOUNT xxxxxx-7651,
FREDRICK MERRIL JESSOP**

Prior to Affiant being assigned to this investigation in September 2010, other investigators assigned to the case had uncovered evidence identifying Wells Fargo account number xxxxxx-7651 with persons who resided at Suspected Place.

Affiant has reviewed and analyzed official Wells Fargo records for bank account number xxxxxx-7651 in detail. That detailed review and analysis was assigned to Auditor K. Swihart of the Texas Attorney General's Law Enforcement Division. Based upon both a review of account records and his extensive experience investigating financial crimes, Affiant reached the foregoing conclusions about bank account xxxxxx-7651:

Wells Fargo Bank account number xxxxxx-7651 was opened by Frederick Merrill Jessop in his own name on September 21, 2004. Said account was funded with an initial deposit of a cashier's check in the amount of \$97,373.44 from Wells Fargo. However, Wells Fargo Bank records reviewed by Affiant reveal that the \$97,373.44 cashier's check did not contain a remitter's name. Consequently, Affiant was unable to confirm either the identity of the individual who purchased the cashier's check or the funding source for said purchase.

Records reviewed by Affiant show that Fredrick Merril Jessop listed YFZ Land & Construction Company as his employer.

A detailed financial analysis by Affiant and Auditor Swihart revealed that, from November 2004 through December 2006, a total of 83 separate cash deposits under \$10,000 were credited to account number XXXXXX-7651. The 83 cash deposits over the aforementioned 28-month period totaled \$669,626.50. Further, of the \$669,626.50 in total cash deposits, \$65,385.52 are less than \$4,999 or more than \$10,000. Thus, more than 90% of the cash deposits into account xxxxxx-7651 plainly constitute proceeds from illegal structuring. As explained in detail at Subsection V (P) (2) above, these cash deposits constitute structured transactions and therefore felony violations of Title 31, Section 5324 of the U.S. Code.

Affiant has prepared a chart that identifies illicit, structured cash deposits by date and amount. The average cash deposit is

\$8,067.79.

In addition to the illicit cash deposits into account xxxxxx-7651, Affiant and Auditor Swihart further identified a \$52,398.77 deposit from Bank of America account xxxxxx-2935, which was also funded with structured cash deposits shown in Subsection V (P) (2) above.

DEPOSITS BETWEEN \$5,000 TO \$9,999

from 9/21/04 through 12/31/06

DATE	NAME	CREDIT
11/12/2004	Cash	\$ 5,300.00
12/7/2004	Cash	\$ 5,000.00
5/5/2005	Cash	\$ 5,000.00
10/31/2005	Cash	\$ 9,748.00
10/31/2005	Cash	\$ 9,500.00
10/31/2005	Cash	\$ 9,500.00
11/1/2005	Cash	\$ 9,500.00
11/1/2005	Cash	\$ 8,400.00
12/30/2005	Cash	\$ 8,900.00
12/30/2005	Cash	\$ 8,000.00
12/30/2005	Cash	\$ 7,950.00
1/3/2006	Cash	\$ 8,466.00
1/4/2006	Cash	\$ 9,950.00
1/5/2006	Cash	\$ 8,250.00
1/6/2006	Cash	\$ 9,500.00
1/9/2006	Cash	\$ 7,575.00
1/11/2006	Cash	\$ 7,230.00
1/11/2006	Cash	\$ 5,000.00
1/17/2006	Cash	\$ 7,857.50
1/18/2006	Cash	\$ 6,138.00

1/23/2006	Cash	\$ 7,712.00
2/2/2006	Cash	\$ 9,100.00
2/3/2006	Cash	\$ 7,800.00
2/7/2006	Cash	\$ 8,162.00
2/8/2006	Cash	\$ 9,200.00
2/13/2006	Cash	\$ 7,500.00
2/14/2006	Cash	\$ 8,900.00
2/17/2006	Cash	\$ 6,850.00
2/24/2006	Cash	\$ 7,117.00
3/7/2006	Cash	\$ 8,302.00
3/7/2006	Cash	\$ 6,380.00
3/7/2006	Cash	\$ 5,650.00
3/13/2006	Cash	\$ 9,020.00
3/16/2006	Cash	\$ 8,035.00
3/21/2006	Cash	\$ 7,526.00
3/27/2006	Cash	\$ 7,500.00
4/10/2006	Cash	\$ 7,500.00
5/5/2006	Cash	\$ 5,000.00
5/16/2006	Cash	\$ 9,600.00
5/18/2006	Cash	\$ 8,871.00
5/22/2006	Cash	\$ 5,000.00

5/31/2006	Cash	\$ 7,025.00
6/9/2006	Cash	\$ 7,550.00
6/20/2006	Cash	\$ 9,800.00
6/27/2006	cash	\$ 9,000.00
7/5/2006	Cash	\$ 9,090.00
7/14/2006	Cash	\$ 9,750.00
8/1/2006	Cash	\$ 8,800.00
8/15/2006	Cash	\$ 8,950.00
8/17/2006	Cash	\$ 9,919.00
8/23/2006	Cash	\$ 9,950.00
8/23/2006	Cash	\$ 9,520.00
8/23/2006	Cash	\$ 8,900.00
8/24/2006	Cash	\$ 9,955.00
8/24/2006	Cash	\$ 9,860.00
8/29/2006	Cash	\$ 8,900.00
8/31/2006	Cash	\$ 6,350.00
9/7/2006	Cash	\$ 6,553.00
9/12/2006	Cash	\$ 6,780.00
9/18/2006	Cash	\$ 7,500.00
9/21/2006	Cash	\$ 8,408.00
10/4/2006	Cash	\$ 7,000.00
10/10/2006	Cash	\$ 8,000.00
10/11/2006	Cash	\$ 8,160.00
10/11/2006	Cash	\$ 7,230.00

10/12/2006	Cash	\$ 9,520.00
10/12/2006	Cash	\$ 7,942.00
10/13/2006	Cash	\$ 8,980.00
10/16/2006	Cash	\$ 9,240.00
10/16/2006	Cash	\$ 7,760.00
10/17/2006	Cash	\$ 6,000.00
10/20/2006	Cash	\$ 9,655.00
10/25/2006	Cash	\$ 9,920.00
10/25/2006	Cash	\$ 8,806.00
10/26/2006	Cash	\$ 9,910.00
10/26/2006	Cash	\$ 8,032.00
10/27/2006	Cash	\$ 9,043.00
11/6/2006	Cash	\$ 5,000.00
11/15/2006	Cash	\$ 8,254.00
11/16/2006	Cash	\$ 9,120.00
11/17/2006	Cash	\$ 6,980.00
11/27/2006	Cash	\$ 8,000.00
11/29/2006	Cash	\$ 7,025.00
TOTAL - 83 Items		\$ 669,626.50
Average Deposit		\$ 8,067.79

As explained in Section V (P) above, terms “structured cash deposit” or “structuring” refer to the illicit practice of segmenting cash transactions into small amounts in order to avoid federal reporting requirements and prevent related reports from being prepared by financial institutions. Federal law requires that financial institutions file a report of all cash transactions that exceed

\$10,000 with the U.S. Department of Treasury.

Based upon extensive training and experience investigating financial crimes, Affiant is aware that Section 5313 of Title 31, United States Code, and Part 103 of 31 C.F.R. of the Bank Secrecy Act (BSA) requires that financial institutions that encounter customers with currency transactions (i.e., a deposit or withdrawal) in excess of \$10,000 are required to report those transactions to the Department of Treasury utilizing FinCEN Form 104, Currency Transaction Report (CTR). These federal regulations also require that multiple separate transactions be treated as a single transaction if (a) the financial institution has knowledge that they are conducted by, or on behalf of, the same person; and (b) the transactions result in more than \$10,000 in currency being received or disbursed by the financial institution during any one business day.

Affiant is further aware that Title 31, U.S.C., Section 5324, Structuring Transactions To Evade a Reporting Requirement Prohibited, establishes a federal offense that prohibits persons from causing or attempting to cause a domestic financial institution not to file a report so that the individual can evade reporting requirements under Section 5313 (A) or 5325. As explained in Section V (P) above, Title 31 uses the term structuring to describe the aforementioned conduct. Under Section 5324 of Title 31, it is a criminal offense to engage in structuring, attempt to structure, help other persons structure, or attempt to help other persons structure.

After reviewing bank records for account xxxxxx-7651, Auditor Swihart labeled and categorized the source of deposits into the account. The summary chart below lists the source of each deposit and describes how those funds were ultimately expended.

Wells Fargo Bank

Account Number xxxxxx-7651

Period of September 21, 2004 to December 31, 2006

Deposit Activity Summary Prepared by Auditor Swihart

SOURCE	LOCATION	TOTAL	NOTES
Cash deposits	N/A	\$669,626.50	83 cash deposits between \$5,000 to \$9,999

Transfer from unknown WFB source	N/A	\$249,631.88	9/21/04 – \$97,373.44 WFB cashier’s check from unknown source 9/21/04 – \$97,258.44 WFB wire from unknown account number 10/15/04 – \$9,500.00 WFB transfer from account #5378 (unknown source) 11/10/04 – \$10,500.00 WFB transfer from account #5378 (unknown source) 7/12/06 – \$35,000.00 WFB transfer from account #1039 (unknown source)
Cash	N/A	\$65,385.52	Cash deposits less than \$4,999 and greater than \$10,000
Transfer from BofA 2935	San Angelo, TX	\$52,398.77	Account owner – YFZ Land and Construction LLC Closing of account on 2/7/06
William Jessop	Hildale, UT	\$22,050.00	
Misc. deposits	N/A	\$14,548.09	
Paria Mining	Kane, UT	\$14,000.00	
Soc. Sec./SSI	N/A	\$8,108.80	
Income tax refund	N/A	\$6,531.00	
Isaac Jeffs	Hildale, UT	\$2,440.36	
Transfer from BofA 8537	St. George, UT Eldorado, TX	\$948.91	Account owner – YFZ Land LLC
Total		\$ 1,105,669.83	

Based upon an analysis of Wells Fargo records, Affiant and Auditor Swihart confirmed the following expenditures were funded with proceeds from account XXXXXXX-7651:

\$301,116.61 in construction expenses associated with the development of improvements at Suspected Place.

\$287,171.62 in utility and telephone expenses at Suspected Place;

\$97,258.44 wire transfer to a YFZ Land & Construction, LLC account (number xxxxxx-2935) at Bank of America (see Section V (P) (2) above).

\$40,098.18 in fuel expenses for vehicles and machinery located at Suspected Place;

\$25,302.44 in vehicle expenses located at Suspected Place.

Consistent with his approach to categorizing deposits into account number XXXXXX-7651, Auditor Swihart created a category to label and identify the purposes for which funds from the account were expended. The summary chart below lists expenditure categories and includes a description for significant expenditures.

Wells Fargo Bank

Account Number xxxxxx-7651

Period of 09/21/04 to 12/31/06

Debit Activity Summary Prepared by Auditor Swihart:

SOURCE	LOCATION	TOTAL	NOTES
Construction expense	San Angelo, TX Eldorado, TX	\$301,116.61	
Utilities/telephone expense	San Angelo, TX Eldorado, TX	\$287,171.62	Southwest Texas Electric Coop, City of Eldorado, Verizon Wireless, Cingular Wireless, Cellular One
Credit cards/banks expense	N/A	\$136,162.68	
Transfer to BofA 2935	San Angelo, TX	\$97,258.44	Owner – YFZ Land and Construction LLC
Transfer to unknown BofA recipient	N/A	\$97,258.44	
Fuel expense	San Angelo, TX Eldorado, TX	\$40,098.18	
Medical expense	San Angelo, TX	\$27,078.67	
Vehicle expense	San Angelo, TX Eldorado, TX	\$25,302.44	

Misc. expenditure	N/A	\$16,867.31	
Cash	N/A	\$16,620.22	\$16,619.12 balance when account was closed on 12/18/06. Unknown where funds were deposited.
Fabric expense	TX, SC	\$15,502.48	
Misc. retail expense	N/A	\$12,621.38	
Administrative expense	N/A	\$11,979.73	
Pending Document**	N/A	\$9,381.72	
Rent expense	San Angelo, TX	\$7,800.00	
Ranch expense	CA, WI	\$3,449.91	
Total		\$1,105,669.83	

On October 20, 2011, Affiant contacted Wells Fargo Bank's Financial Crimes and Audit Department regarding account xxxxxx-7651. Affiant spoke with Nicole Collins, a financial analyst, regarding said bank account.

Financial Analyst Collins informed Affiant that Wells Fargo Bank closed account xxxxxx-7651 on December 18, 2006, because activity on the account indicated deposits were illegally structured in violation of Title 31. Collins further informed Affiant that Wells Fargo Bank also identified activity within account xxxxxx-7651 that constituted violations of federal laws prohibiting unlicensed money service businesses (MSB).

Under Title 18, USC Section 1960, it is a federal crime to conduct, control, manage, supervise, direct, or own a money service business (MSB) without a state license if the state where the subject resides licenses ID MSBs. It is also an offense for an MSB to fail to register with FINCEN in accordance with Title 31, U.S.C. Section 5330.

Based upon his training, experience and knowledge as a money laundering investigator, Affiant knows that individuals who want to launder the proceeds of illicit criminal activity typically utilize wire transfers to move funds between accounts and multiple accounts at one or more banks. Utilizing wire transfers to convey money among various accounts commonly occurs when the transferred funds were originally deposited through a series of structured-cash transactions that were intended to avoid federal reporting requirements. Further, Affiant's investigative experience indicates that individuals seeking to evade state and federal reporting requirements frequently fail to register a money services business even when their transaction history requires that they do so, because those individuals recognize that MSB transactions are monitored by law enforcement authorities. Thus, Affiant

also knows that unlicensed money service businesses are frequently employed to facilitate financial transactions such as wire transfers or check cashing for third parties who wish to remain anonymous.

In light of his investigative and law enforcement experience, Affiant believes the pattern of 83 structured cash deposits totaling \$669,626.50 between November 12, 2004, and November 29, 2006, thus constitute proceeds of the criminal activity pursuant to Title 31, U.S.C., Section 5324, Structuring Transactions to Evade a Reporting Requirement. Having extensively reviewed official bank records and other documentary proof as described above, Affiant believes the evidence provides probable cause that a violation of Title 31, U.S.C., Section 5324, a federal felony offense, has occurred.

In prior money laundering investigations, Affiant has uncovered transactions involving illegal proceeds where criminal enterprises utilized intra-bank deposits in a concerted effort to make tracing illicit funds more difficult for law enforcement. Intra-bank deposits between banks and bank branches allows criminal enterprises to layer deposits, which aids the perpetrators because when layered deposits are distributed among different financial institutions, illicit funds are more difficult to identify and track.

Based upon extensive training, experience, and the evidence described herein, Affiant concluded that illegally structured cash deposits totaling \$669,626.50 were deposited into Wells Fargo bank account xxxxxx-7651 and that said deposits constitute proceeds of the criminal activity in violation of Title 31, U.S.C., Structuring Transactions to Evade a Reporting Requirement. Thus, the evidence provides probable cause to believe that a violation of Title 31, U.S.C., Section 5324, which is a federal felony offense, has occurred.

Further, Affiant believes that probable cause has been established to demonstrate utilizing proceeds from illicit conduct in violation of federal law also constitutes a violation of Texas Penal Code, Section 34.02.

As described above, the evidence reviewed by Affiant reveals that illicit proceeds from criminal activity were used to retire the Suspected Place's mortgage debt, and pay for construction expenses at said property, credit card expenses, fuel expenses, utility expenses, fabric expenses, vehicle expenses, payment(s) to Merrill Jessop, payment(s) to Royal Metal Industries, furniture expenses, retail expenses, medical expenses, ranch expenses, rent payments, and account fees. All of these expenses supported the purchase, use and improvement of the Suspected Place.

Because of the illicit structuring described herein and related violations of federal reporting requirements, Affiant believes

probable cause has been established that, once illegally structured funds are deposited into the identified financial institutions in violation of Title 18, U.S.C. Section 5324, those funds become proceeds of a criminal act in violation of federal law. Under the Texas Penal Code provision that criminalizes money laundering; investing, expending or receiving illicit proceeds of criminal activity violates Texas Law.

Affiant is familiar with Texas Penal Code Section 34.02 (a) (3) Money Laundering, which provides a person commits an offense if the person knowingly invests, expends, or receives, or offers to invest, expend, or receive the proceeds of criminal activity or funds that the perpetrator believes are the proceeds of criminal activity.

Affiant has reviewed official bank records detailing the transactional history of Wells Fargo bank account xxxxxx-7651 and uncovered a pattern of illicit, structured cash deposits into the bank account. Structuring of cash deposits into the bank account reveals a deliberate attempt to conceal the funds and prevent those dollars from being reported to the United States government.

Based on Affiant's training and experience, the primary purpose of structuring funds is to conceal the source and existence of proceeds of criminal activity. Based on the pervasive pattern of structuring activity revealed by this investigation, both the individuals who deposited and managed those funds and the organization associated therewith believed that said funds were proceeds from criminal activity and thus had to be concealed. Because structuring is classified as a felony offense under Title 31, U.S.C. Section 5324, it is reasonable to assume that the criminal activity the perpetrators attempted to conceal is a felony. Consequently, said funds constitute proceeds of criminal activity as defined by Section 34.01 Money Laundering of the Texas Penal Code.

Further, each financial transaction including illegally structured funds, constituted a felony Money Laundering offense under Chapter 34.02 (a) (3) of the Texas Penal Code. Thus, the funds themselves, as well as property used in the commission of the Money Laundering offense or property acquired with the funds constitute contraband as defined in Article 59.01 (2). Because the property at 2420 County Road 300 was acquired with the illegally laundered funds and was used in the commission of the Money Laundering offense, the Suspected Place is contraband subject to seizure and forfeiture.

The criminal act of money laundering, which includes utilizing the proceeds of criminal activity, is a predicate offense under Texas Code of Criminal Procedure, Chapter 59, Article 59.01 (2) (B) (iv) and (D). Affiant believes that these illicit proceeds were utilized to purchase real and tangible property that facilitated the operations, development of infrastructure, and construction of improvements at 2420 County Road 300, Schleicher County, Texas.

Affiant knows that contraband, as defined by the Texas Code of Criminal Procedure, is subject to seizure and forfeiture as

provided by Texas Code of Criminal Procedure, Article 59.02 (B) (iv) and (D).

Affiant believes the evidence in this case establishes probable cause that the Suspected Place was used in the commission of Money Laundering offenses and/or was acquired with proceeds of Money Laundering offenses and is therefore contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2) (B) (iv) and (D).

5. STRUCTURED DEPOSITS OCCURRING ON COMMON DATES

As described above in Subsections V (P) and (4), cash deposits into Bank of America account number xxxxxx-2935 and Wells Fargo Bank account number xxxxxx-7651 were illegally structured in violation of federal law. By demonstrating that said deposits were illegally structured and therefore constitute illicit proceeds of criminal activity under Title 31, U.S.C. Section 5324 Structuring Transactions to Evade a Reporting Requirement.

Affiant, as part of this investigation, reviewed official bank records and compared the dates of structured cash deposits into Bank of America account number xxxxxx-2935 and Wells Fargo Bank account number xxxxxx-7651.

Between December 7, 2004, and November 1, 2005, there were 14 separate cash deposits totaling \$119,985 that Affiant identified as structured. Those 14 separate deposits into both of the above referenced Bank of America and Wells Fargo Bank accounts reveal a pattern of illicit structuring because the deposits were made on just four separate dates over a year-long period.

Affiant believes the demonstrated pattern of making cash deposits under \$10,000 into two separate banks reveals a deliberate effort to avoid cash reporting requirements in violation of Title 31, U.S.C., Section 5324 Structuring Transactions to Evade a Reporting Requirement.

Structured Deposits Occurring on Common Dates:

BANK	DATE	TYPE	CREDIT
Bank of America Account 2935	12/07/04	Deposit – Cash In	\$5,000
Wells Fargo Bank Account 7651	12/07/04	Cash	\$5,000
Bank of America Account 2935	05/05/05	Deposit – Cash In	\$9,740
Wells Fargo Bank Account 7651	05/05/05	Cash	\$5,000
Bank of America Account 2935	10/31/05	Deposit – Cash In	\$9,900

Bank of America Account 2935	10/31/05	Deposit – Cash In	\$9,800
Bank of America Account 2935	10/31/05	Deposit – Cash In	\$9,500
Bank of America Account 2935	10/31/05	Deposit – Cash In	\$9,500
Wells Fargo Bank Account 7651	10/31/05	Cash	\$9,748
Wells Fargo Bank Account 7651	10/31/05	Cash	\$9,500
Wells Fargo Bank Account 7651	10/31/05	Cash	\$9,500
Bank of America Account 2935	11/01/05	Deposit – Cash In	\$9,897
Wells Fargo Bank Account 7651	11/01/05	Cash	\$9,500
Wells Fargo Bank Account 7651	11/01/05	Cash	\$8,400
		TOTAL	\$119,985
		Average Deposit	\$8,570.36

As described in Section V (P) (2) above, official Bank of America records reviewed by Affiant confirm that Fredrick Merrill Jessop obtained signature authority over account xxxxxx-2935 on August 11, 2004. First AG Credit Bank records also reviewed by Affiant show that Fredrick Merrill Jessop fully retired the mortgage loan for the Suspected Property in full with the payment of \$655,639.08 on August 23, 2004. Bank records analysis prepared by Affiant further reveals that Fredrick Merrill Jessop also paid for expenses associated with the development and operations at the Suspected Place. In Section V (K) (3) above, Affiant further revealed that Fredrick Merrill Jessop was indicted, found guilty and sentenced to ten years in prison for a third degree felony Conducting a Ceremony Prohibited by Law violation. Affiant is further aware that Fredrick Merrill Jessop illegally conducted his own 12-year-old child's marriage to Warren Steed Jeffs while on the premises of the property at 2420 County Road 300.

Affiant is also aware that funds from Bank of America account xxxxxx-2935 (identified in Section V (P) (2) and (3)) were comingled. Based upon his review of official bank records, Affiant knows that funds from xxxxxx-8537 were utilized to purchase, develop and operate the Suspected Place.

Bank records further confirm that Wells Fargo account xxxxxx-7651 (identified in Section V (P) (4) above) was under the control of Fredrick Merrill Jessop from September 21, 2004, to December 18, 2006. Funds from said account were used to develop, maintain and operate the Suspected Place. Further, a judgment issued by the 51st State District Court and reviewed by Affiant confirms that Fredrick Merrill Jessop was found guilty of a third degree felony for Conducting a Ceremony Prohibited by Law.

Affiant has developed probable cause that funds in the three identified bank accounts were invested or used to finance the purchase of property at Suspected Place. All three bank accounts were also used to develop, maintain and support the Suspected Place. Affiant knows that persons who managed and structured cash deposits into those three accounts resided at the Suspected Place. Affiant knows that these and other individuals who were associated with the FLDS and resided at the Suspected Place were adjudged guilty of Aggravated Sexual Assault, Sexual Assault and Bigamy, and that it was common knowledge among residents that said felonies were occurring at the Suspected Place. Affiant believes that the funds in those (3) accounts were utilized to build and develop improvements at the Suspected Place in order to further the commission of criminal activity therein.

6. VIOLATIONS OF TITLE 18, U.S.C., FLIGHT TO AVOID PROSECUTION AND CONCEALING PERSONS FROM ARREST, COMMITTED AT 2420 COUNTY ROAD 300, SCHLEICHER COUNTY, TEXAS

Unlawful Flight to Avoid Prosecution:

Affiant has reviewed Title 18, U.S.C Section 1073 and believes that probable cause has been established that demonstrates persons who reside at 2420 County Road 300, Schleicher County, Texas, violated of Title 18, U.S.C., Section 1073 Flight to Avoid Prosecution or Giving Testimony.

Based upon interviews with Texas Ranger Captain L. Brooks Long, Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeant Wesley Hensley, and law enforcement reports by Ranger Hanna and Sergeant Hensley, Affiant created the following timeline detailing Warren Steed Jeffs' violation of Title 18, Section 1073.

1. On June 9, 2005, Jeffs was indicted in Mohave County, AZ, for felony Sexual Conduct with a Minor and Felony Conspiracy to Commit Sexual Conduct with a Minor, after arranging and performing the forced marriage of a fourteen-year-old female to her nineteen-year-old cousin.

2. On June 27, 2005, the U.S. District Court for the District of Arizona issued a federal warrant for Jeffs' arrest on Unlawful Flight to Avoid Prosecution charges in connection with the defendant's failure to appear on the Mohave County charges.

3. On April 5, 2006, the Fifth District court in Washington County, UT, charged Jeffs with two counts of Rape as an Accomplice, a first degree felony.
4. On May 6, 2006, nearly a year after Jeffs' indictment in Arizona, the FBI placed Jeffs on the 10 Most Wanted List in an effort to locate the fugitive and secure his arrest.

As detailed in Section V (J) above, Affiant reviewed FLDS "Priesthood Records", which were prepared at the direction of Warren Steed Jeffs and seized by State law enforcement investigators at 2420 County Road 300. Based upon his knowledge of the criminal investigation and prosecutions associated therewith, Affiant believes the Priesthood Records accurately describe Jeffs' commands to FLDS members and thereby demonstrate probable cause that both Jeffs and FLDS members were aware of his fugitive status.

The Priesthood Records chronicle Warren Jeffs' unlawful flight to avoid prosecution after he was indicted on Felony Sexual Conduct with a Minor and Felony Conspiracy to Commit Sexual Conduct with a Minor charges, and the Mohave County Superior Court issued a felony warrant for his arrest. The Priesthood Records are located within the evidence facility in ADP 287-040908.

After thoroughly reviewing the Priesthood Records, Affiant confirms that said records contain dictations wherein Jeffs himself details his efforts to avoid prosecution in Arizona after his June 9, 2005, indictment for Felony Sexual Assault of a Child.

The Priesthood Records of Warren Steed Jeffs, June 10, 2005, page 70 provide as follows:

Shortly after a meeting with "Uncle Merrill", AKA Frederick Meril Jessop, Jeffs reported meeting with Wendell Nielsen at 2420 County Road 300, Schleicher County, Texas. During said meeting, Jeffs both informed Nielsen that a warrant had been issued for Jeffs' arrest and that he therefore planned to "go into hiding among the wicked".

The Priesthood Records of Warren Steed Jeffs, June 13, 2005, page 423:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "The Lord will send me on a different errand now. As I travel among the wicked, I will have to be in such disguise. I must leave this place before we get trapped in."

The Priesthood Records of Warren Steed Jeffs, June 13, 2005, page 427:

Dictating from a location he generally described as Austin, Texas, Jeffs stated, “We must get our false I.D. We must get it soon. Whatever it takes Ben must succeed in getting that project done.” Later that same date, Jeffs further dictated, “We must succeed in getting our false I.D. We must... Through the month of July, I may be leaving this land. We must get that identification. We are going to have to be in such deep hiding, don’t be surprised what we have to do Naomie – what I will have to do, and what I will have you do... It will be amazing what we will witness and what we will have to do to be in disguise. But before we go the full disguise, I will need to take care of some of these marriages. I will be doing my hair different for a while, especially while we go on the big trip. And you will be doing yours different.”

The Priesthood Records of Warren Steed Jeffs, June 26, 2005, page 459:

Dictating from a location he generally described as Oklahoma City, Jeffs stated, “The Lord is showing me that I must go deeper into hiding now, that there are people looking for me everywhere and I must change my appearance now. I need my false identification now. I need it soon with what is coming. I have got to do something about getting another car for Ben.” Later that same day, Jeffs further dictated, “We will go further east and then south. I will have John Wayman come and get his Cayenne car. He needs to trade it in for a color that people would not think I would be in or drive. It needs to be a good disguise color, maybe a black one. I need a vehicle that has power and can flee fast at times. He must get this done right away, within the next week or sooner. I will mail the key to him, and have him come and pick this car up – getting the key to him by the next day.”

The following Priesthood Records contain dictations wherein Jeffs chronicles his efforts to avoid arrest after the Federal District Court for the District of Arizona issued a felony warrant for his arrest for Unlawful Flight to Avoid Prosecution. Affiant has read each of the records described below.

The Priesthood Records of Warren Steed Jeffs, October 1, 2005, page 525:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, “I typed up letters for Isaac to read over the telephone addressed to each of these five ladies... These letters had to be read by Isaac, because my voice must not be heard over the telephone as calling from this land of refuge lest my enemies find me.” Describing the

efforts of an FLDS member and resident of said suspected property to aid and abet his flight from justice, Jeffs further dictated, "Isaac Jeffs went to San Angelo, the larger city to the north, and made the phone calls for me."

The Priesthood Records of Warren Steed Jeffs, October 2, 2005, page 529:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "In my letters today, I got reports of the activity of the enemy searching for me."

Concealing Person from Arrest:

Evidence uncovered during the investigation and reviewed by Affiant establishes probable cause that the offense of Concealing Person from Arrest, as defined by Title 18, U.S.C., Section 1071, occurred at 2420 County Road 300, Schleicher County, Texas, from July 20, 2005, to August 17, 2006.

Based upon interviews with Texas Ranger Captain L. Brooks Long, Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeant Wesley Hensley, and law enforcement reports by Ranger Hanna and Sergeant Hensley, Affiant created the following timeline detailing Warren Steed Jeffs' violation of Title 18, Section 1073.

The following Priesthood Records, which are located at the evidence facility in ADP 287-040908 and were reviewed by Affiant, detail Jeffs' orders commanding FLDS members to purchase and develop the property at 2420 county Road 300, San Angelo, Texas:

The Priesthood Records of Warren Steed Jeffs, June 9, 2005, page 51:

Dictating from a location he describes as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "The Lord will give us till July 1, but the month of July great things will happen. This is when I will be leaving this land, going a far distance to foreign lands... Many will accuse me of cowardism, of being cowardice and running."

The Priesthood Records of Warren Steed Jeffs, June 10, 2005, page 69-70:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs detailed the contents of a meeting with “Uncle Merrill” Jessop, AKA Frederick Merrill Jessop. Jeffs reveals that “Uncle Merrill” stated he met with Schleicher County Sheriff David Doran, who informed “Uncle Merrill” that a warrant for Jeffs’ arrest would be issued in the State of Arizona and that Jeffs should quietly turn himself in to authorities. When Sheriff Doran inquired about Jeffs’ location, “Uncle Merrill” falsely told the Sheriff, “I don’t know”.

The Priesthood Records of Warren Steed Jeffs, June 10, 2005, page 64:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs reported telling family, “This afternoon, it came to my knowledge that there was an arrest warrant issued for me, and all the government officials of the States and our enemies are guessing that I am on this land (R17). And we can now expect a government raid upon us to find me.”

After reviewing the Priesthood Records and other evidence uncovered in the investigation, Affiant can confirm that Jeffs and other FLDS members used the term “R17” to describe the property at 2420 County Road 300, Schleicher County, Texas.

The Priesthood Records of Warren Steed Jeffs, June 10, 2005, page 65, 71:

Jeffs’ dictation further reveals telling his family that authorities would enter the property at 2420 County Road 300, Schleicher County, Texas, persecute them, and use them as witnesses against Jeffs in an effort to locate him. In an effort to prevent law enforcement from locating evidence of sexual assault and other criminal conduct, Jeffs detailed how he instructed his family members to collect all “training” disks and transcripts of any “training” given at 2420 County Road 300, Schleicher County, Texas. Jeffs’ dictations further reveal how he ordered that all “training” materials be delivered to Mother Marilyn’s room because, “We don’t want those to fall into the hands of our enemies.” Later that evening, Jeffs’ dictations reveal how he instructed family members about what to shred and what to archive. Attempting to justify coercing his family members into destroying evidence of criminal acts, Jeffs stated, “This is an effort and a show of loyalty unto the Lord where we do not want the revelations of God betrayed.”

The Priesthood Records of Warren Steed Jeffs, June 10, 2005, page 71:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, when Jeffs described a meeting wherein he, Nielsen, and “Uncle Merrill”, approximately 80 male FLDS members, including seven members of the Short Creek High Council, gathered in the Temple at said Suspected Place so that Jeffs could inform them of the warrant for his arrest and instruct them to destroy evidence of illicit conduct: “go to their homes, gather up all the disks and transcripts and meeting notes of everyone in their family and turn it over to us, and also their books of revelations.”

The Priesthood Records of Warren Steed Jeffs, June 11, 2005, page 76:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs told the “Priesthood” during a sermon, “I again ask that you turn in all your training. I don’t want to archive a lot of things, only that which names me being here... You don’t have to archive everything like we did in Short Creek. But anything that betrays this mission and the revelations of God, we need to archive or destroy, and not have it in the hands of the wicked.”

The Priesthood Records of Warren Steed Jeffs, June 12, 2005, page 425:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, “If the government officials come on this land, every man must be willing to give their life before they allow them to enter on the temple grounds or inside the temple. Uncle Merrill must tell them that I am not here, that he does not know where I am, that he will not allow them in that building, and they must not try to go there.”

Priesthood Records of Warren Steed Jeffs, May 9, 2005, page 83:

Indicated Jeffs had a conversation with David Allred in which Allred informed Jeffs, “he was supporting and paying rent and utilities for these houses in Nevada upwards of one hundred thousand dollars a month.”

The Priesthood Records of Warren Steed Jeffs, September 11, 2005, page 482:

“We drove by the temple, and I yearned unto the Lord for the privilege to return. We headed north to San Angelo, Texas, and then Abilene, Texas. I had my brother Nephi drop us off at a motel where Russell Johnson was waiting for us with the vehicles... I had my brother Isaac Jeffs, and Russell Johnson with me kneel in prayer, dedicating ourselves to the Lord. Then

I informed these brethren that we were headed toward Memphis, Tennessee... Brother Isaac Jeffs and Brother Russell Johnson are drivers and doing a wonderful job.”

The Priesthood Records of Warren Steed Jeffs, October 1, 2005, page 526-527:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, “I gave Seth Jeffs twenty thousand dollars to distribute to the families in hiding... Then he and Nathaniel Allred were to drive north around to Las Vegas through Wyoming and Idaho and Nevada, and then he would pick up the package and mail from the Bishop... then he would bring my mail to R17.” Jeffs continued his dictation and described how he disbursed the \$210,700 he received in donations from Short Creek: “I put seven thousand in my personal package for personal traveling expenses.”

The Priesthood Records of Warren Steed Jeffs, October 11, 2005, page 554:

Dictated from a location he described as Texas, Jeffs stated, “I had Nephi Jeffs drive Isaac, Naomi, and I north to Abilene, Texas, and drop us off at a motel room, where Russell Johnson was waiting for us. Then we loaded the cars after Nephi Jeffs left.”

The Priesthood Records of Warren Steed Jeffs, November 26, 2005, page 670:

Dictated from a location he described as Memphis, TN, Jeffs stated, “I will note another issue. In receiving and carrying with me the Priesthood archives, documents, and monies, I have yearned to get those to R17. I had arranged for Joseph Newel Jessop to go to Dallas and Nephi Jeffs to stay close to us in a motel room a few miles away. I directed Isaac Jeffs two nights in a row to be ready to go with Nephi Jeffs and transport these to Dallas where Nephi would connect with Joseph Jessop and the two of them drive into R17. These documents and the monies are similar to what my brother Seth Jeffs was arrested for when he transported them.”

The Priesthood Records of Warren Steed Jeffs, December 3, 2005, page 683:

Detailing his instructions to FLDS members, Isaac Jeffs and Russell Johnson, who Jeffs ordered to deliver money and archived documents to Dallas so that Nephi Jeffs and Joseph Newel Jessop could deliver said goods to 2420 County Road

300, Schleicher County, Texas, Jeffs stated, "According to our quick count there was five hundred five thousand dollars in that package, the tithing consecration records and other missionary records and archive material."

The Priesthood Records of Warren Steed Jeffs, December 7, 2005, page 694:

Describing his conversation with FLDS member John Wayman, who owned Western Precision, and reported almost 11 million dollars in corporate profits for the year, Jeffs dictated, "I put on record that John Wayman donated twenty thousand dollars to my personal travel fund."

The Priesthood Records of Warren Steed Jeffs, December 11, 2005, page 699:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "I had Nephi Jeffs drive Isaac, Naomie, and I off the land to Abilene, Texas. We met Russell Johnson at a motel, and then had Isaac and Russell take Naomie and I to Lubbock, Texas, arriving here at around midnight."

The Priesthood Records of Warren Steed Jeffs, December 16, 2005, page 711:

Dictating during a return trip to 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "The Lord arranged that Joseph Newel Jessop would be the lead car with a radio and Nephi Jeffs would drive Isaac, Naomie, and I. I finally had them switch drivers so Isaac was driving while Nephi rested."

The Priesthood Records of Warren Steed Jeffs, December 31, 2005, page 748-749:

Dictating from what he indicated was 2420 County Road 300, Schleicher County, Texas, after he reported to said Suspected Place, Jeffs stated, "As we traveled I called Nephi Jeffs first and arranged for him to be at Big Spring, Texas, about two hours away from R17, for me to transfer into his car and he would drive us to the land of refuge with Joseph Newel Jessop a lead driver with radio connection; and I was to send Isaac Jeffs and Russell Johnson to Dallas, Texas to stay for the night and store the cars away, and they would travel to R17 the next morning."

The Priesthood Records of Warren Steed Jeffs, January 28, 2006, page 54:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, where he convened a meeting with several FLDS members, Jeffs stated, "At 8:30 p.m., with the quorum of the First Presidency present, and Joseph Steed, counselor to the Bishop in his Texas State of Zion, and also Isaac Jeffs present, Naomi Jeffs and Patricia Jeffs, I performed the baptism of Rebekah Steed is her maiden name; Wendell Nielsen, Merril Jessop witnesses after Brother Wendell Nielsen dedicated the water for the ordinance."

The Priesthood Records of Warren Steed Jeffs, February 5, 2005 (should be 2006), page 79:

Dictating from a location he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "The Lord has kept me in my room now going into the eleventh day, so all day Friday I was in my room."

The Priesthood Records of Warren Steed Jeffs, April 22, 2006, no page number:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs stated, "I am at R17, having arrived here from Denver, Colorado. I thank the Lord for the safe travels, and the miracle of clearing the roads of all opposition, as we have come to a place where our enemies are looking for us."

The Priesthood Records of Warren Steed Jeffs, May 5, 2006, no page number:

Dictating from what he indicated was 2420 County Road 300, Schleicher County, Texas, Jeffs described a meeting with the First Presidency wherein he stated, "I then arranged for the First Presidency to meet me at 9:15 p.m. I met with Brother Wendell Nielsen, Brother Merril Jessop, and Uncle Rich Jessop's two ladies, Aunt Bunny and Aunt Gladys."

The Priesthood Records of Warren Steed Jeffs, May 25, 2006, no page number:

Dictating from what he indicated was 2420 County Road 300, Schleicher County, Texas, Jeffs stated that he needed "to call Nephi Allred and Tom Cox and tell them because they are working for me and helping me on the houses in hiding, they must not have personal contacts with Lyle Jeffs. And only do errands for the Bishop and Lyle Jeffs by my direction so the houses in hiding will not be compromised. Also that monies must not be distributed to the houses in hiding without my directive."

The Priesthood Records of Warren Steed Jeffs, June 7, 2006, no page number:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs described a telephone conversation wherein FLDS member Tom Cox described his efforts to help Jeffs avoid being located by law enforcement: “he had another house ready for Seth Allred to move into, an ideal house in hiding... He reported that he used twenty six thousand dollars of Priesthood money, consecrations, for those houses in hiding project from Lyle Jeffs because it is hard to get cash out of his business without being traced. I told him, do what he needed to do for the houses in hiding, from Lyle Jeffs, as far as the monies were concerned.”

The Priesthood Records of Warren Steed Jeffs, July 24, 2006, no page number:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs detailed the ordination of an FLDS member as a church elder: “I prepared, and then I met with the First Presidency brethren at 8:30 p.m. with Luke Nielsen and Sarah Jessop present. I called in Isaac Jeffs and Nephi Jeffs to be Priesthood witnesses, with my scribe Naomi present. I called on Brother Wendell to offer a dedication prayer. And then the First Presidency laid hands upon Luke Seth Nielsen with Brother Wendell Nielsen as mouth, and conferred upon him the holy Melchizedek Priesthood and ordained him to the office of an Elder.”

The Priesthood Records of Warren Steed Jeffs, August 7, 2006, page 503:

Dictating from what he described as 2420 County Road 300, Schleicher County, Texas, Jeffs described his arrival at the YFZ Ranch, “I am at R17, having arrived here yesterday, a little after 2:30 p.m... I prepared, getting out of my disguise clothes, and changing into the Priesthood clothes. and met with the family at 4:30 p.m. at the dinner table. I announced that there would be a Priesthood Meeting in the Sunday School room in this big house where we live...”

Affiant in summarizing the listed Priesthood Records knows that Warren Steed Jeffs had access to large sums of cash and a mechanism to receive, transfer or conceal those large sums of cash. Warren Steed Jeffs also had a mechanism in place to provide him logistics, transportation and houses for hiding.

Priesthood Records reviewed by Affiant reveal that when Warren Steed Jeffs was a fugitive wanted for multiple outstanding felony warrants, he was consistently aided and abetted by FLDS members who resided at Suspected Place, and who ensured he had ready access to large sums of cash, as well as mechanisms for receiving, transferring and concealing said bulk cash. FLDS members further ensured that while Warren Steed Jeffs was a fugitive he had ready access to logistical support, transportation

assistance, and locations where he could safely hide without being discovered by law enforcement.

Based upon his review of the Priesthood Records, Affiant prepared the chart below to demonstrate the documents and frequent instances wherein felony fugitive Warren Jeffs was present at Suspected Place. Affiant has detailed 75 different days in 2005 and 2006 when Warren Jeffs was present at 2420 County Road 300, Schleicher County, Texas.

Charts identifying dates Warren Jeffs was in hiding at 2420 County Road 300, Schleicher County Texas

2005			
1	July 20, 2005	15	October 4, 2005
2	September 4, 2005	16	October 5, 2005
3	September 5, 2005	17	October 6, 2005
4	September 6, 2005	18	October 7, 2005
5	September 7, 2005	19	October 8, 2005
6	September 8, 2005	20	October 9, 2005
7	September 9, 2005	21	October 10, 2005
8	September 10, 2005	22	October 21, 2005
9	September 28, 2005	23	October 22, 2005
10	September 29, 2005	24	October 23, 2005
11	September 30, 2005	25	December 16, 2005
12	October 1, 2005	26	December 17, 2005
13	October 2, 2005	27	December 18, 2005
14	October 3, 2005	28	December 31, 2005

2006					
1	January 25, 2006	17	February 10, 2006	33	July 24, 2006
2	January 26, 2006	18	February 11, 2006	34	July 25, 2006
3	January 27, 2006	19	February 12, 2006	35	July 26, 2006
4	January 28, 2006	20	February 19, 2006	36	July 27, 2006

5	January 29, 2006	21	April 22, 2006	37	August 7, 2006
6	January 30, 2006	22	May 5, 2006	38	August 8, 2006
7	January 31, 2006	23	May 23, 2006	39	August 9, 2006
8	February 1, 2006	24	May 24, 2006	40	August 10, 2006
9	February 2, 2006	25	May 25, 2006	41	August 11, 2006
10	February 3, 2006	26	May 26, 2006	42	August 12, 2006
11	February 4, 2006	27	June 7, 2006	43	August 13, 2006
12	February 5, 2006	28	June 8, 2006	44	August 14, 2006
13	February 6, 2006	29	June 9, 2006	45	August 15, 2006
14	February 7, 2006	30	June 10, 2006	46	August 16, 2006
15	February 8, 2006	31	June 11, 2006	47	August 17, 2006
16	February 9, 2006	32	June 12, 2006		

During each of the 75 days wherein the Priesthood Records document Jeffs' unlawful presence at 2420 County Road 300, Schleicher County, Texas, criminal acts were perpetrated at the property because Jeffs was being sought by federal authorities for felony violations of Title 18 U.S.C. Section 1073.

Based upon the above described evidence detailing Jeffs' ongoing presence at the property, the Priesthood Records establish probable cause that the federal felony offense of Concealing Person from Arrest occurred at Suspected Place.

Based upon his review of Priesthood Records, Affiant concludes that Jeffs did not act alone and that his efforts to remain a fugitive were aided and abetted by multiple FLDS members who resided at said suspected property. Affiant believes probable cause has been established through the Priesthood Records that show Wendell Nielsen, Merril Jessop, and William E. Jessop intentionally aided Jeffs by concealing him from law enforcement officers when he was present at Suspected Place.

Affiant and Auditor Swihart identified **\$745,557.52** in expenditures on life expenses for FLDS members who resided at said Suspected Place between June 27, 2005, and August 28, 2006. During this 14 month period, Jeffs was a fugitive who sought to evade multiple warrants for his arrest and who benefitted from buildings, utilities, communications assets, clothing, medical services, medical products, building supplies, laundry equipment, sanitation disposal, wastewater, and water system permits at 2420 County Road 300 that therefore necessarily helped him avoid detection and capture by law enforcement authorities.

The aforementioned \$745,557.52 figure was calculated using official Bank of America records for the YFZ Land and Construction account, number xxxxxx-2935. This account was used to determine said life expenses at Suspected Place. This spending analysis, which is detailed below, delineates spending from account xxxxxx-2935 between July 11, 2005, to August 24, 2006. In addition to the expenditures from the YFZ Land & Construction account, Fredrick Merrill Jessop's account at Wells Fargo, (bank account number xxxxxx-7651) was also used to support operations at said Suspected Place.

EXPENSE	TOTAL EXPENSE	NOTES	EXPENSE	TOTAL EXPENSE	NOTES	EXPENSE	TOTAL EXPENSE	NOTES
Construction	\$344,746.77		Fabric	\$34,445.76		Ranch Expense	\$1,821.92	
Bank of America	\$26,249.25	American Generators	Alamo Cotton Felt	\$465.59	Textiles for upholstery or fabric for clothing	The Schlueter Company	\$1,821.92	Dairy Equipment
Columbian Tec Tank	\$65,680.00	Payment on tank	Hanes		Textiles for upholstery or fabric for clothing	Utilities / Telephone	\$309,631.44	
Construction Equipment	\$12,615.32	YFZ Construction	Covering Co	\$516.23	Textiles for upholstery or fabric for clothing	Alltel Wireless	\$17,081.65	If phones from other states' area codes were
General Rock Products	\$5,600.00	CAT loader, fastway silo pmts	KBK to the Trade	\$10,502.28	Textiles for upholstery or fabric for clothing	Cellular One	\$24,247.44	If phones from other states' area codes were
IMEX Industries	\$14,639.27	Diamond wire	Latimer Alexander Inc	\$2,256.12	Textiles for upholstery or fabric for clothing	Cellular One	\$3,100.75	If phones from other states' area codes were
Laundry Machine Sales	\$2,814.50	Grand Prairie TX	Northeast		Textiles for upholstery or fabric for clothing	Cingular Wireless	\$17,546.18	If phones from other states' area codes were
Pack Nursery Co	\$2,972.50	Trees for YFZ Ranch	Tom D Workin Associates	\$646.55	Textiles for upholstery or fabric for clothing	City of Eldorado	\$46,105.80	Sewage, solid waste, and wastewater
Pellerin Laundry	\$5,964.45	Grand Prairie TX	Medical	\$30,454.62		SWTEC (Southwest TX)	\$197,320.50	Utility company for Eldorado TX
Scott Sutton Schleicher	\$85,301.17	Appraisal for R10681 Silo permit, wastewater permit,	Dr Norm P Poorman	\$546.00	Dentist Abilene TX	Verizon Southwest	\$166.22	If phones from other states' area codes were
TCEQ	\$15,265.00	Marble MM wire, wire replastification	Dr Schulzes		Mail Order	Verizon West	\$702.55	If phones from other states' area codes were
Techowire Company Inc	\$58,355.31	Backflow prevention assembly, septic tank	American	\$2,406.45	Environmental Quality Products	Verizon Wireless	\$3,360.35	If phones from other states' area codes were
TEEX	\$735.00	Water supply plant, wastewater	Enviro-Tech Laboratories	\$60.00	Medical products - Wanted medical	GRAND TOTAL	\$745,557.52	
Wasteline Engineering	\$40,755.00	Circular rock saw blade	Henry Schein Inc	\$17,977.04	Veterinary diagnostics			
Wilder Diamond	\$7,800.00		Idexx Laboratories	\$681.67	Medical products - Wanted medical			
Credit Cards / Banks	\$24,457.01		Moore Medical	\$495.42	Doctor Plano TX			
GE Capital		Concrete Equipment	Robert J Donachie M.D	\$535.50	San Angelo TX			
Colonial Netbank	\$15,530.53	Related to General Rock Products above	San Angelo Comm.	\$165.00	San Angelo TX			
Business	\$8,926.48		San Angelo Radiology	\$34.00	San Angelo TX			
			Shannon Clinic Billing	\$276.00	San Angelo TX			
			Shannon Clinic Central	\$633.40	San Angelo TX			
			Shannon Medical	\$4,930.14	San Angelo TX			
			West Texas Medical Assc	\$1,714.00	San Angelo TX			

Based upon a review of the Priesthood Records, Affiant further concludes that Jeffs had access to additional funding sources that aided and abetted his efforts to avoid detection and detention by law enforcement. Affiant has read Priesthood Records that are dated between June 2, 2005, and June 7, 2006, which only reflect a portion of the time that Jeffs was a federal fugitive and indicate John Wayman, or FLDS members from Short Creek, Utah, illegally provided Jeffs \$1,516,340.00 in cash.

Priesthood Records reviewed by Affiant indicate Jeffs illegally diverted \$262,000 for "houses in hiding", while an additional \$82,500 was diverted directly to Warren Jeffs for his benefit during the time he was a federal fugitive.

Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeant Wesley Hensley informed Affiant that “houses in hiding” refers to a network of houses across the U.S. that provided a residence to persons authorized by Warren Jeffs. Said individuals were provided access to this fugitive housing network when their testimony was sought in a variety of civil matters. Authorized individuals would temporarily reside at one of the residences in the network to avoid being served legal process that would compel their appearance or testimony. Affiant also learned this same network of houses was used by Warren Jeffs to avoid arrest when he was wanted by law enforcement for the federal Unlawful Flight to Avoid Persecution charge.

DONOR/ PAYEE	AMOUNT DONATED	FUNDS TO SUPPORT HOUSES IN HIDING	FUNDS TO SUPPORT WARREN JEFFS	PRIESTHOOD RECORD DATE	PRIESTHOOD RECORD PAGE
John Wayman	\$15,500		\$15,500	07/02/05	359
Short Creek	\$215,000	\$10,000		07/28/05	398
Short Creek	\$220,000	\$15,000		08/07/05	422
Short Creek	\$237,700	\$20,000	\$7,000	10/01/05	526, 527
Short Creek	\$250,140	\$30,000		10/15/05	580
Short Creek	\$200,000	\$40,000		11/11/05	637
John Wayman	\$15,000		\$15,000	11/19/05	658
Short Creek	\$40,000	\$15,000		11/22/05	664
John Wayman	\$20,000		\$20,000	12/07/05	694
Short Creek	\$206,000	\$60,000		12/24/05	730
John Wayman	\$25,000		\$25,000	05/29/06	Dictations*
Warren Jeffs	\$46,000	\$46,000		05/29/06	Dictations*
Short Creek	\$26,000	\$26,000		06/07/06	Dictations*
TOTAL	\$1,516,340	\$262,000	\$82,500		

*Dictations are entries for the Priesthood Records and have no page numbers.

Based upon evidence from bank statements and Priesthood Records, Affiant believes probable cause has been established that demonstrates the offense of Concealing Person from Arrest, as defined by Title 18, U.S.C., Section 1071, and the offense of

Flight to Avoid Prosecution or Give Testimony, as defined by Title 18, U.S.C., Section 1073, has occurred at Suspected Place.

Affiant has reviewed Texas Penal Code, Section 34.02(a)(4), which provides a person commits the offense of Money Laundering if the person knowingly finances or invests or intends to finance or invest funds that the person believes are intended to further the commission of criminal activity.

Texas Penal Code, Section 34.01(1) (A), defines criminal activity as any offense classified as felony under the laws of the State of Texas or the United States. Affiant has read Title 18, U.S.C., section 1073 and confirms that it is a felony offense.

Affiant believes probable cause has been established that demonstrates FLDS members financed and furthered the commission of criminal activity by supporting Warren Jeffs' efforts to evade arrest and funding the houses in hiding network. Based upon his review of the bank records, Affiant confirms YFZ Land & Construction account (Bank of American xxxxxx-2935) was used to fund expenses related to ranch life prior to its closure by bank official for compliance failures. It appears Merrill Jessop's account (Wells Fargo xxxxxx-7651) was used to continue the support of the life expenses.

Affiant has shown through analysis of the Priesthood Records and bank records that, on at least one date Warren Jeffs supervised, conducted, or caused to be conducted, transactions in funds to further the commission of Concealing Person from Arrest and Unlawful Flight to Avoid Prosecution or Give Testimony at the Suspected Place. Further, Affiant's analysis of the Priesthood Records and bank records reveals that, on at least one date, felony fugitive Warren Jeffs received funds at the Suspected Place that furthered the commission of Concealing Person from Arrest and Unlawful Flight to Avoid Prosecution or Give Testimony. Because the property at Suspected Place was used to afford Warren Jeffs concealment, he was able to conduct and be a party to herein described illegal money laundering activities.

Affiant has reviewed Texas Code of Criminal Procedure, Chapter 59, Article 59.01(2) (B) (iv), and believes probable cause has been established that demonstrates criminal activity has occurred involving the use of the Suspected Place in violation of Texas Penal Code, Chapter 34, Money Laundering.

Affiant believes as a result of this investigation that probable cause has been established that demonstrates that the Suspected Place was used in the commission of Money Laundering offenses and/or was acquired with proceeds of Money Laundering offenses and is therefore contraband, as defined by Texas Code of Criminal Procedure, Article 59.01(2)(B)(iv) and (D).

Financial Crimes Summary:

Affiant has shown that numerous instances of Money Laundering have occurred through the use and intended use of the Suspected Place based to facilitate Bigamy, Sexual Assault, Aggravated Sexual Assault, Structuring of Cash Deposits in violation of Federal law, Concealing Person from Arrest in violation of Federal Law and Unlawful Flight to Avoid Prosecution or Give Testimony in violation of Federal law. Therefore, the Suspected Place at 2420 County Road 300, Schleicher County, Texas, is contraband as that term is defined in Art. 59.01(2)(A)(i), (B)(iv) and (D).

Q. CONSTRUCTION AND USE OF THE TEMPLE STRUCTURE LOCATED AT 2420 COUNTY ROAD 300, SCHLEICHER COUNTY, TEXAS

Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeant Wesley Hensley have informed Affiant about illicit conduct at the Temple, one of many structures located on the property at Suspected Place.

Affiant has read an April 28, 2004, entry in the Priesthood Records of Warren Steed Jeffs. Said Priesthood Records are located within the evidence facility in ADP 281-040908.

At page 537, Jeffs' dictation provides as follows:

"The temple will be the usual four levels the Lord revealed. The basement is where the front will be. Then the next floor is the telestial room, terrestrial, and Celestial. There will be a large room in the telestial floor for meetings. And the Lord even revealed that the color of the chairs and furniture will be a light green. In the next floor, the terrestrial floor, will have a large room to meet, with other rooms, and the color of the furniture there is a light blue. And then the top floor will have three main rooms, a larger one and two others for the school of the prophets. And the furniture there will be pure white."

Affiant has reviewed a document dated May 30, 2005, and titled, "Table." This document, which was seized from said Suspected Place when search warrants were executed in April 2008, was introduced as State's Exhibit 84 during the criminal prosecution of Warren Steed Jeffs. Included herein is the verbatim text of State's Exhibit 84:

Table

May 30, 2005

“ There is a table, but it will be made so it can be a table or it can be a bed. It should be made so the table top can come off. It will be on wheels. It will have a bench that you kneel on that is cushioned and upholstered. When the mattress is in place, this bench will be to the right side the bed. This will be made so that it can be taken apart and stored in a closet where no one can see it. When I need it, I will pull it out and set it up.

It will be made of hardwood that is very strong and that does not rattle when it is shaken. In the center of this it will have two boards coming up that the table top will attach to. It will be made so the table top will come off and a bed will be placed on it and attach to it. The bed will be a size big enough for me to lay on. It will be on wheels so it can push it out when it is not being used. It will be covered with a sheet, but it will have a plastic cover to protect the mattress from what will happen on it.

It will be built very strong. It will have two solid boards the table will attach to. On each end it will have two solid boards where the legs will stand that the table will attach to. And also in the center will have two solid boards that will be about a foot apart that will go the length of the table from leg to leg. The table will snap onto these boards. We will have to use a steel rod -the center of the table and on each end to attach these to these boards. On the right side of the table at the foot of the table, there will be a metal rod that can pullout. This rod will be pulled out when the bed is in place for the bench. The bench will hook into this rod. And then when the bench is taken away, the rod can be pushed in. The bed be will be seven feet long, the table will be nine feet long. The top of the table is nine feet long and a rounded oval shaped table. This top can come off and be stored while the bed is in place.

The two boards underneath that are a foot apart should be five inches thick each. On each end the two boards that are the legs on each end will be five inches thick each. It will be the same pattern as the tables I have in my dining room, the underneath part. But instead of one board, there will be two boards in the center, two on each end that the table top attaches to or the bed attaches to. The two boards at the end will go down into one solid foot of the table on each end. And this foot will have a steel rod that can be pulled out that the bench will attach to. It will just have a hook on each end that the bench will go over and snap onto. It must be made very strong. And the bed will need some padded sides that can be pulled up that will hold me in place as the Lord does

His work with me. At times the table will be out of that room as well as the bed. It must be made so we can push it out and just have chairs in a circle in there. And then at times, the table will be set in place”

Based upon the plain language of the document itself, Affiant believes that the table / bed described in State’s Exhibit 84 above, was constructed in a special manner so that Warren Steed Jeffs could perpetuate sexual assaults in the Temple building at Suspected Place.

Affiant has reviewed Texas Code of Criminal Procedure, Chapter 59, Article 59.01(2) (A) (i), and believes that Warren Jeffs’ use of said bed to perpetuate first and second degree felony sexual assaults establishes probable cause that Suspected Place is contraband and subject to seizure and forfeiture.

R. SECURITY AND ACCESS TO 2420 COUNTY ROAD 300, SCHLEICHER COUNTY, TEXAS

Texas Ranger Sergeant J. Nick Hanna and Texas Attorney General Sergeant Wesley Hensley have informed Affiant about security measures implemented by FLDS members at the Suspected Place of 2420 County Road 300, Schleicher County, Texas.

As Affiant has previously described and witnessed first-hand, upon arrival at the Suspected Place, uninvited persons are prevented from entering the property by a large, white gate that is locked at all times. At or near the gate, Affiant identified several security cameras and a call box, or intercom system that visitors must use to request entry.

Behind the locked white gate, Affiant identified a large tower at the end of a long road that serves as the driveway from the entry point. Affiant believes, based upon experience, that the large tower functions as a guard tower or lookout tower. Further, Affiant believes that from the guard tower to the gate, the line of sight is unobstructed and direct. Affiant believes that the guard tower would serve as a place where the gate entry, the security camera, and the intercom system could most likely be monitored. Affiant has visited multiple other ranches in Texas, and has never seen a ranch entry with a military-style guard tower.

Ranger Hanna informed Affiant that the guard tower is approximately one mile from the entry gate and that the view from the tower to the entry gate is unobstructed. Further, Ranger Hanna informed Affiant that said entry gate is the only improved access point onto the Suspected Place. Affiant believes that the Suspected Place operates like its own small town or community, as it has its own temple, temple annex, residential buildings, school, clinic, shop, warehouse, water treatment / sewer plant, improved streets, and several commercial buildings.

Affiant believes that the manner that said Suspected Place was purchased and developed was to afford FLDS members privacy and secrecy. Further, based upon the evidence reviewed in this case, Affiant believes that the Suspected Place was designed, improved and adapted in such a manner as to make the illicit schemes and criminal activity described in this affidavit avoid detection by law enforcement. The isolation and security of this community also helped facilitate the identified criminal offenses and ensured said criminal conduct would not be reported to law enforcement.

S. PRE-SEIZURE MATTERS

Affiant has been made aware that during previous attempts to serve process at the Suspected Place have been met with resistance requiring such process to be left at the main gate to the property. Affiant has been told by Ranger Hanna and Sergeant Hensley that in previous attempts to serve legal process such as grand jury subpoenas and trial subpoenas at the Suspected Place, officers had to announce their intentions via intercom. Ranger Hanna and Sergeant Hensley told Affiant that on those occasions, no person or persons from the Suspected Place came to the front gate and the grand jury subpoenas or trial subpoenas had to be posted to the front gate.

Ranger Hanna and Sergeant Hensley indicated to Affiant that these actions to avoid being served with the grand jury subpoenas and trial subpoenas prevented law enforcement officers and the issuing courts from determining whether the person named in the court issued document was actually served the court document.

Affiant believes that execution of the warrant requested herein by service of the warrant on a person found at the Suspected Place would be met with similar resistance. Therefore, Affiant requests that the warrant authorize, if necessary, leaving a copy of the warrant attached to the gate or mailbox at the Suspected Place and service of the warrant upon at least one of the following individuals with an interest in the Suspected Place: 1.

1. Warren Steed Jeffs, Texas Department of Criminal Justice, Institutional Division, Inmate #1726705, Louis C. Powledge Unit, 1400 FM 3452, Palestine, Texas 75803.
2. James Jerry Jessop, President of the Board of Trustees of the United Order of Texas Trust
3. Isaac Steed Jeffs, Vice President of the Board of Trustees of the United Order of Texas Trust
4. Keith W. Dutson, Sr., Secretary of the Board of Trustees of the United Order of Texas Trust

The State of Texas intends to name as the above listed individuals as parties to any subsequent litigation concerning this requested seizure.

REQUEST FOR SEARCH AND SEIZURE WARRANT AS AFFIANT HAS PREVIOUSLY STATED:

Affiant respectfully requests that this Court issue a warrant pursuant to Art. 18.02(12) of the Code of Criminal Procedure thereby authorizing any peace officer of the State of Texas to seize the Suspected Place located at 2420 County Road 300, Eldorado, Schleicher County, Texas 76936 by serving a copy of the Search and Seizure Warrant at the Suspected Place by handing it to a person found at the Suspected Place or leaving the copy affixed to the gate or mailbox and by serving at least one of the persons listed in Section S. above. The property to be seized and described herein includes all real property, property improvements, buildings, structures, fixtures, surface and subsurface minerals, timber and cultivations.

Affiant believes said property is contraband as defined by Chapter 59 Forfeiture of Contraband, of the Texas Code of Criminal Procedure, and pursuant to Chapter 59 of the Texas Code of Criminal Procedure, requests to seize all contraband identified in this affidavit pending a hearing on the forfeiture or disposition of the assets and seized property in the court having jurisdiction over the property.

Affiant asks issuance of a warrant that will authorize him to seize said suspected property,

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS.

Sergeant Marcos Martinez

Office of the Attorney General

SUBSCRIBED AND SWORN to before me on _____, 2012 A.D. at _____AM/PM

Judge Presiding

Schleicher County, Texas