

AFFIDAVIT (For Search Warrant)

STATE OF OHIO, MONTGOMERY COUNTY, SS:

Before me, the undersigned (Judge) (~~XXXXXXXXXXXXXXXXXXXX~~), personally appeared Det. W. L. Mullins,

who being first duly sworn according to law, deposes and says that (.....he) has good cause to believe and does believe the statements following are true:

That in the City/Village/Township of Moraine, Montgomery County, Ohio, the following criminal offense(s) has/have occurred, to-wit:

the aggravated murder of [redacted] a white male, aged 13 years,
a violation of section 2903.01 of the Ohio Revised Code

That the following named item(s) of property and things are sought and are connected with the commission of said offense(s):
to-wit: (1) tangible personal property stained by human blood; a knife or other sharp instrument used in the commission of the offense; the victim's [redacted] hair and skin belonging to the victim; fibers of cloth from the victim's clothing; various grocery bags, including, but not limited to those printed Super Rite Foods, Stumps, Imperial Foodtown; Kroger's; books of matches printed Golden Dawn; empty and full cans of Old Milwaukee light beer; other evidence of violence or physical confrontation or other tangible physical evidence directly related to the investigation of this homicide.

That the said items of property and things sought to be seized are unlawfully concealed either upon the person(s) of (2) Charles Keith Wampler, a white male; dob: 2-6-66 ssn: [redacted] 108, brown hair, blue eyes

or are unlawfully concealed by said person(s) at the following place(s), in said City/Village/Township, to-wit: (3)

standard width trailer, white in color with green trim, numbered 2753 Cozy Lane, located in the Gem City Estates, Inc., trailer park, 2705 Dryden Road, Moraine, Ohio. The front of the trailer faces west towards the field; the front porch is slab and covered by a white metal awning supported by four wrought-iron posts. The elevated front door is reached by a set of stairs with handrails. And an unattached storage shed located on the northwest side which has double doors opening west.

That the facts upon which affiant relies and bases his belief that said items of property and things are so unlawfully concealed are, to-wit (4)

On February 6, 1982, at approximately 3:50 p.m., Moraine Police Officer Brun was dispatched to an open field north of Kreitzer Road and west of the Gem City Estates, Inc., trailer park, 2705 Dryden Road, Moraine, Ohio on report of a dead body. Upon arrival, Officer Brun found the deceased body of a subject later identified as [redacted], a white male, 13 years of age.

The body of the recently deceased victim [redacted] was found 177 feet from the northwest corner of the mobile home residence of Charles Keith Wampler, a white male, 16 years of age, and tracks on the snow-covered ground led from the location of the victim's body to the cement patio on the west side of the suspect's mobile-home residence. Along the tracks in the snow approximately equal distance from the location of the body and the suspect's mobile-home residence were found two recently discarded empty cans of Old Milwaukee light beer.

The suspect's residence has a door opening on to the cement patio. The door is the nearest access point to the body in relation to the other mobile homes positioned adjacent to the vacant field in which the victim's [redacted] body was found. The investigation of the scene of the location of the body revealed that the homicide had taken place at another separate location and that the victim's body was then deposited in the field.

Located near and about the victim's body were various articles of the victim's clothing,

- ... milk products advertisement, and various grocery bags, printed with Stumps, Imperial Foodtown, and Super Rite advertisements.
- Also found at the location of the body were two blood-stained towels; one white and the other yellow in color.
- During an interview with the suspect's father, Charles C. Wampler, on February 7, 1982 at 12:11 a.m., the suspect's father was informed of his son's rights, which he voluntarily waived. Charles C. Wampler also consented to a search of his residence where his son resides, located at 2753 Cozy Lane, in Moraine, Ohio.
- During the interview, Charles C. Wampler was shown the towels found at the location of the body; at which time, Charles C. Wampler positively identified the yellow towel as being from his residence.
- Charles C. Wampler further stated that he discovered a blood stain on the exterior face of the entrance door to his residence at approximately noon (12:00 p.m.) on February 6, 1982.
- Charles C. Wampler further stated that he purchased groceries at all of the stores who used the grocery bags found at the location of the victim's body.

Based upon the above facts and beliefs, complainant REQUESTS that a warrant issue to proper police authority authorizing a personal search of the person(s) above described for the items and things named, and for a search of the described places and things for said items of property; and, if said items of property, or any part thereof, are found either in the places or in the things described or upon the person(s) described, authority is requested to seize said items of property which may be found and to seize the described person(s) in unlawful possession of or in unlawful control of said items of property.

Affiant says there is an urgent necessity for said searches and seizures to be made in the night season to prevent said items and things from being concealed or removed so as not to be found, and for the further reasons (5) that affiant fears that unless the search is conducted immediately, the evidence sought will be loved and/or destroyed.

Further affiant sayeth not.

W. L. Mullins

 AFFIANT

Sworn (Affirmed) to before me and subscribed in my presence by W. L. Mullins on the _____ day of February, 1982.

John W. Kates

 Judge (Official Title)

- (1) Describe the items of property and things for which search is sought.
- (2) Describe the persons to be searched (name, sex, race, age and other identifying features). If the name is not known, so state, and describe unusual features such as scars, birthmarks, tattoos, color of hair, baldness, height, weight, color of eyes, complexion, accent of speech, and other physical disabilities such as a limp in walking, a missing finger, or other nervous habits.
- (3) DESCRIBE WITH PARTICULARITY the house, trailer, building, structure, outhouses, and the floors, rooms, basement, attic or roof therein to be searched, the place or location of such buildings with street and number; and the open spaces of land, if any, connected with such structures, describing the land by lot number, acreage or boundary. The vehicles, watercraft, aircraft or other things to be searched and the places where the same may be found (on land or water, public or private). If a vehicle to be searched has been towed by police authority to a police garage, state so, and describe the vehicle, its owner, and the places (trunk, glove compartment, etc.) in the vehicle to be searched; and show the connection of the vehicle with the offenses committed and the connection of the suspect with the vehicle.
- (4) State (common sense) reasons fully indicating to the judge why

- probable cause exists for him to issue this warrant SUCH AS:
 - a. Facts and information within the personal knowledge of the affiant. State what you saw and heard.
 - b. Facts learned from reliable confidential informants and indicate the reasons why such information is trustworthy, such as:
 - 1. Informant knew the suspect and for the length of time he knew him.
 - 2. Informant knew where suspect lived.
 - 3. Stating dates, informant saw suspect in possession of the property sought in the search and/or saw suspect performing certain illegal acts concerning the property.
 - 4. The information given to affiant by the informant was within the personal knowledge of informant.
 - 5. The number of times affiant has previously and successfully relied upon the informant's information in the prosecution of criminal offenses.
 - c. Facts and circumstances obtained from reliable, disinterested citizens, naming them and indicating why such information is trustworthy, and that such information was within the personal knowledge of the citizen-informant.
- (5) If nighttime search is sought, state facts showing reasons for such search. If search is sought in daytime, cross out the entire last paragraph.

CONSENT TO SEARCH

I, CHARLES CECIL WAMPLER, having been informed of my constitutional right not to have a search made of the premises or property, hereinafter mentioned without a search warrant and of my right to refuse to consent to such a search, do hereby authorize

PTL. D. J. AOKINS, and ANY,

police officers of the Division of Police, City of Moraine, ^{*} to conduct ~~AND THE MIAMI VALLEY REGIONAL CRIME LAB,~~ a complete search of my residence, or vehicle, located at

2753 COLY LANE, A WHITE TRAILER IN THE 64M CITY, TRAILER MORAINE, OHIO.

These agents are authorized by me to take from my vehicle or residence, any papers, letters, materials or other property which they may desire, upon receipt to me for same. This written permission is being given by me to the above named police officers voluntarily and without duress or coercion of any kind.

SIGNED: Charles C Wampler DATE 9 Feb 82

WITNESSES: Ptl D J Aokins TIME 15:21 .M.
[Signature]

June 14, 1982

Robert Bostick
Attorney at Law
604 American Building
Dayton, Ohio 45402

Re: State vs. Charles Keith Wampler
Case Number: 82-CR-764

Dear Bob:

The following is a list of potential State's witnesses:

Nancy Acres
152 Main Street
Waynesville, Ohio

Officer Adkins
Moraine Police Dept.

Nicholas Alter
2791 Kreitzer Rd. #48
Moraine, Ohio

~~Sgt. Alexander
Moraine Police Dept.~~

Det. Baumgarner
Crime Lab

Peggy Bond
Moraine Civic Center

Off. Brun
Moraine Police Dept.

~~David Caley
South Community Health
Center~~

Brian Canterbury
2779 Cozy Lane
Moraine, Ohio

Chief Carmichael
Moraine Police Dept.

Pam Carter
2775 Cozy Lane
Moraine, Ohio

Robbie Chambers
Moraine Paramedics

Andrew Choate
2628 Holamn St.
Moraine, Ohio

Lisa Collins
2754 Quail Lane
Moraine, Ohio

2941
Darrell Combs
James Combs
2791 Schoolhouse Lane
Moraine, Ohio

Pauline Covey
193 N. Fifth Street
Waynesville, Ohio

Robert Bostick, Esq.
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Larry Dehus
Crime Lab

~~Pauline~~ *PEGGY* Gennette
1311 Jordan Street
Dayton, Ohio

~~Damon Graham~~
2707 Cozy Lane
Moraine, Ohio

Michael Haynes
2775 Cozy Lane
Moraine, Ohio

Angie Hudson
Gwen Hudson
2969 Schoolhouse Lane
Moraine, Ohio

^{Michael}
Alice Johnson
203 W. Central
W. Carrollton, Ohio

Jack Joyce
Coroner's Office

Det. Kenley
Dayton Police Dept.

C.D. Lett
Coroner's Office

Becky Martin
Moraine Civic Center

James McGarvey
2759 Cozy Lane
Moraine, Ohio

Sheila Miles
Driftwood Lane

Roy Elam, Jr.
2801 Gladstone St.
Moraine, Ohio

Sharon Gilbert
2628 Holman Street
Moraine, Ohio

Hiram Grifford
129 Hess Road
Bellbrook, Ohio

John Haines
2987 Edgemore
Dayton, Ohio

Don Humerick
2787 Cozy Lane
Moraine, Ohio

~~Michael Johnson~~
~~c/o Montgomery County~~
~~Juvenile Court~~

Nurse E.M. Keferl
Juvenile Detention Center

DAVE LETT
~~Brian Lewis~~
733 Hadley Avenue
Kettering, Ohio

Scott Lombardo
313 Bydon
Kettering, Ohio

Lyndy Madzak
4832 Union Road
Franklin, Ohio

Lanston McQueen
2832 Gladstone
Dayton, Ohio

Dave Miller
Moraine Civic Center

Robert Bostick, Esq.
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Barbara Moulney
4250 Overland Trail
Kettering, Ohio

~~James Muncy~~
2993 Edgemore
Dayton, Ohio

~~Jerry Paresi~~
I Supply Company
Springfield, Ohio

~~Sharon Romine~~
Golden Dawn Co.
Sharon, PA.

~~Ray Salunek~~
Huber Heights

Dr. Shaffer
Coroner's Office

Ernestine Shipman
James M. Shipman
2754 Cozy Lane
Moraine, Ohio

Martha Smith
Moraine Civic Center

Connie Stahl
Springfield IGA

Josephine Wampler
152 Main Street
Waynesville, Ohio

~~Steven Williams~~
600 Brubaker
Dayton, Ohio

Sgt. Wynne
Moraine Police Dept.

Det. Mullins
Moraine Police Dept.

~~Det. Nicholson~~
Dayton Police Dept.

Ted Ritchie ✓ *JEAN RITCHIE*
2791 Kreitzer Road
Moraine, Ohio



Officer Schmidt
Moraine Police Dept.

Sgt. F. Shaneyfelt
Centerville Police Dept.

James O. Shipman
Joey Shipman
2754 Cozy Lane
Moraine, Ohio

Roy Smith
Coroner's Office

~~Charles C. Wampler~~
2753 Cozy Lane
Moraine, Ohio

Robert Wampler
S.R. 42
Waynesville, Ohio

~~Francis Wright~~
WPAFB, Retail Office

~~Keeper of Records~~
Dayton International Airport