

**MAHONING COUNTY AREA COURT #2  
MAHONING COUNTY, OHIO**

IN THE MATTER OF THE SEARCH OF:

AFFIDAVIT

CASE NO.

\_\_\_\_\_ (address), Boardman Township, Ohio

I, \_\_\_\_\_ (Officer), of the Boardman Police Department being first duly sworn according to law, depose and say the following:

I believe with good cause that the listed premise harbors an animal or animals which are impounded or confined without necessary food, water, or proper attention and in need of protection from neglect(ORC 1717.13 and 2933.31).

The facts which establish probable cause necessary for the issuance of a Search Warrant are set forth herein.

Expertise of the Affiant:

I have been in law enforcement for \_\_\_\_\_ years and assigned to the \_\_\_\_\_ Division of the Boardman Police Department for the past \_\_\_\_\_ months. During this time I have investigated various types of crimes including cases of animal cruelty and I have received applicable training in the investigation of criminal offenses and evidence collection.

Criminal Activity Detailed: **See attached narrative**

As part of the Affiant's duties, Affiant was recently dispatched to a home located at \_\_\_\_\_ where a complainant believes that the law relating to or affecting animals is being, or is about to be violated.

The Affiant believes that evidence of the above described criminal activity will be located at \_\_\_\_\_, Boardman Township, Ohio.

\_\_\_\_\_  
(Printed Name of Officer)

\_\_\_\_\_  
(Signature of Officer)

Sworn to and subscribed in my presence at Boardman, OH, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_AM/PM.

HON. \_\_\_\_\_  
Judge, Mahoning County  
County Court, Area 2

**MAHONING COUNTY AREA COURT #2  
MAHONING COUNTY, OHIO**

STATE OF OHIO                    )  
  ) ss  
COUNTY OF MAHONING        )

SEARCH WARRANT  
\_\_\_\_\_  
CASE NUMBER

IN THE MATTER OF THE SEARCH OF:

\_\_\_\_\_ (address), Boardman Township, Ohio

TO OFFICER \_\_\_\_\_, OR ANY LAW ENFORCEMENT  
OFFICER WITH PROPER JURISDICTION:

I am satisfied that there has been presented to me an affidavit (and recorded testimony if any) demonstrating probable cause and reason to believe that on/or ( ) premises, ( ) person, and/or ( ) vehicle, to-wit:

\_\_\_\_\_ (address), Boardman Township, Ohio

There is now evidence relevant to the crime being investigated, to-wit; ( )The impoundment or confinement of an animal without affording it, during such confinement, access to shelter from wind, rain, snow, or excessive direct sunlight if it can reasonably be expected that the animals would otherwise become sick or in some other way suffer and/or ( ) Deprivation of a companion animal of necessary sustenance, or confinement of the companion animal without supplying it during the confinement with sufficient quantities of good, wholesome food and water, or impoundment or confinement of the companion animal without affording it, during the impoundment or confinement, with access to shelter from heat, cold, wind, rain, snow, or excessive direct sunlight, if it can reasonably be expected that the companion animal would become sick or suffer in any other way as a result of or due to the deprivation, confinement, or impoundment or confinement in any of those specified manners.

If said animals are seized, they will be used as evidence in the prosecution of Section 959.13 or 959.131 for the crime(s) of Cruelty to Animals or Prohibitions Concerning Companion Animals.

**YOU ARE HEREBY COMMANDED** to search the above named premises for the crime described, (not to exceed three days from the issuance of this order), serving this warrant and making the search, and if the animals be found there, to seize them, leaving a copy of this warrant and a receipt of the property taken, and prepare a written inventory of the property seized and return this warrant to the undersigned Judge promptly upon execution in accordance with the law.

- ( ) Daytime Search Only (7:00AM – 8:00PM)
- ( ) Daytime or Nighttime Search authorized.
- ( ) Pursuant to section 2933.23 of the Ohio Revised Code, a **NO KNOCK WARRANT** is authorized

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, at \_\_\_\_\_AM/PM

HON. \_\_\_\_\_  
JUDGE

**MAHONING COUNTY AREA COURT #2  
MAHONING COUNTY, OHIO**

STATE OF OHIO                    )  
  ) SS:         RETURN OF SEARCH WARRANT  
COUNTY OF MAHONING )                   [Crim. R. 41 (D)]

On \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ M., I received this warrant and did the following:

**A. WARRANT SERVED:**

1. On \_\_\_\_\_, 20\_\_\_\_.

Check One:

- a. \_\_\_\_\_ Person Present. I gave to \_\_\_\_\_ the person on whom or at whose place the search was made, a copy of this warrant.
- b. \_\_\_\_\_ Person Not Present. I left at \_\_\_\_\_, \_\_\_\_\_, the place named in the search warrant, where the search was made, a copy of this search warrant, because the person at whose place the search was, was not present.

2. Property Taken

Check one:

- a. \_\_\_\_\_ No property was taken.
- b. \_\_\_\_\_ Property was taken, as shown by the attached receipt.

**B. WARRANT NOT SERVED:**

\_\_\_\_\_ I am returning this search warrant without serving the same.

\_\_\_\_\_  
Officer serving the warrant

Pursuant to section 2933.26 of the Ohio Revised Code and Crim. R. 41 (D) the property listed in the attached inventory has been delivered to me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and I hereby appoint and designate \_\_\_\_\_ as custodian until further order of this Court, or a Court of competent jurisdiction.

HON. \_\_\_\_\_  
JUDGE