

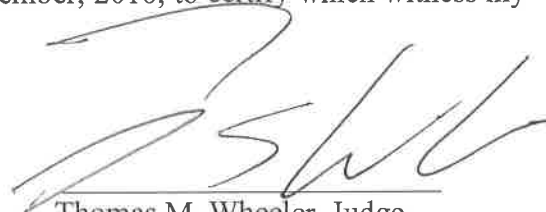
SEARCH WARRANT

THE STATE OF TEXAS to the Sheriff or any Peace Officer of Taylor County, Texas or any Peace Officer of the State of Texas, GREETINGS:

1. WHEREAS, the Affiant whose name appears on the Affidavit is a Peace Officer under the laws of Texas, and did heretofore this date subscribe and swear to said Affidavit before me, and whereas I find that the verified facts stated by the Affiant in said Affidavit show that the Affiant has probable cause for the belief that he expresses therein and establish existence of proper grounds for issuance of this Warrant; now, therefore, you are commanded to enter the suspected place, 3774 Woodridge Dr., Abilene, Taylor County, Texas, including all out-buildings and structures on the premises, and any vehicles on the premises, human remains, blood evidence, bedding, clothing, hand guns, ammunition, spent shell casing, hair, bullets, fibers, papers, any digital evidence to include but not limited to computers, cell phones, digital storage devices and any other evidence related to the offense of Texas Penal Code Chapter 19.02 Murder First Degree Felony.

HEREIN FAIL NOT, but have you then and there this Warrant within three (3) days, exclusive of the day of its issuance and showing how you executed the same.

ISSUED this the 12th day of December, 2016, to certify which witness my hand this date at 10:40 AM.



Thomas M. Wheeler, Judge
350th District Court
Taylor County, Texas

The Affiant, Paul Martinez, being a peace officer under the law of Texas and being duly sworn, on oath makes the following statements and accusations:

1. There is in Taylor County, Texas, a suspected place described and located as follows: A single-family reddish tan stone structure residence with a greyish composite shingle roof built and brown trim. The front door is brown and faces east with the number 3774 on the frame of the residence's entrance. There is a long brick driveway from the street to the residence. The residence is attached to a two car garage. The residence is situated in Abilene, Taylor County, Texas located at 3774 Woodridge Dr.
2. Said suspected place is in the charge of and controlled by the following named parties (hereinafter referred to as "Wife of the deceased") to-wit: Cheryl McKissack Niblo White Female, Date of Birth
3. There is at suspected place and premises the following items constituting evidence of a criminal offense or constituting evidence tending to show that a particular person committed a criminal offense, to wit: Texas Penal Code Chapter 19.02 Murder First Degree Felony, evidence of which would include but not limited to: all out-buildings and structures on the premises/whole property, and any vehicles on the premises, human remains, blood evidence, bedding, clothing, hand guns, ammunition, spent shell casing, hair, bullets, fibers, papers, any digital evidence to include but not limited to computers, cell phones, digital storage devices and any other evidence related to the offense of Texas Penal Code Chapter 19.02 Murder First Degree Felony.
4. Affiant has probable cause for said belief by reason of the following facts, to-wit:

Affiant has probable cause for said belief by reason of the following facts, to-wit: Your affiant is a certified peace officer. Your affiant has been employed with the Abilene Police Department for approximately 7 years. Your affiant has been assigned to the Criminal Investigation Division for the past 2 years. During that time your affiant has been involved in investigations involving Murders.

On 12/16/2016, Abilene Police Officers responded to 3774 Woodridge Dr. Street, Abilene, Texas in reference to an injured subject call. Upon arrival Officers found a 54-year-old White Male who had been shot several times, he was later identified as Thomas Alexander Niblo, White Male inside the residence of 3774 Woodridge Dr. Street, Abilene, Texas. Thomas Niblo was transported to Hendrick Medical Center where he later succumbed to his injuries.

During the initial investigation, Cheryl McKissack Niblo and Thomas Alexander Niblo were in their bed when Cheryl McKissack Niblo left the

bed and went to the restroom. She reportedly took her cell phone with her to the bathroom. Cheryl, wife of the deceased, claimed she was in her restroom when she heard several shots being fired. Thomas Niblo was unharmed when she left their bed. She stated that she ran out the backdoor and to a neighbor's house to tell them to call the Police. Her cellphone should be still located in her bathroom where she took it, prior to the shooting. Another cell phone was located in the master bedroom where Thomas Niblo was later located. Neither the cell phone of Cheryl Niblo nor Thomas Niblo was used to contact law enforcement. The investigation did not reveal any evidence of why or how Cheryl McKissack Niblo removed herself from the bedroom at the exact time that Thomas Niblo was shot to death. Both cell phones are needed to determine if any information, commonly found on such devices, would reveal evidence, communication or data relating to the death of Thomas Niblo.


Additionally, several computers exist within the above described residence. Computers were believed to be active and may contain data or electronic messages, images or information relative to this homicide. It was believed that the decedent, Thomas Niblo used these devices to communicate with social media and certain member of both the general community and his business associates. These computers may contain information that would assist law enforcement in resolving the death of Thomas Niblo.

Your affiant has reason to believe and does believe that the above listed address may contain items of evidence related to a murder investigation located at, 3774 Woodridge Dr., in Abilene, Taylor County, Texas.

Wherefore, your Affiant asks for issuance of a warrant that will authorize him to search said suspected place and premises search for personal property and seize the same.


AFFIANT

Subscribed and sworn before me by said Affiant on this the 12th day of December, 2016.


Thomas M. Wheeler, Judge
350th District Court
Taylor County, Texas

Case Number: 16-21797

Citation Number: _____

Originating Officer <u>W. McDaniel</u>			ID. No. <u>254</u>	Location Obtained <u>3774 Woodridge</u>		
Date Obtained <u>12-12-16</u>	Time Obtained <u>1056</u>	Offense <u>Murder</u>	UCR Code	Reason Obtained: <u>Evidence Destruction</u>	Safekeeping Found Property	Deter Results
Person Property Received From <u>Seized</u>			Code	Home Address		
D.O.B.	Race	Sex	Driver's License No.	Home Phone	Business Phone	Multiple Suspects Yes No

Description of Articles Taken Into Custody

Item No.	Qty.	Article Description - Name of article, Brand, Color, Serial/ID Numbers, Names of Multiple Suspects	Com. No.	L A B	Dis. Code
<u>1</u>		<u>White lid to pill bottle (3782 Woodridge)</u>			
<u>2</u>		<u>white bottle containing pills, Rx for Cheryl K. Niblo for Synthroid Tab 125mcg</u>			
<u>3</u>		<u>Spent .40 Stw casing</u>			
<u>4</u>		<u>Five Spent .40 Stw Casings from glove</u>			
<u>5</u>		<u>Spent .40 Stw casing beside bed (Bedroom)</u>			
<u>6</u>		<u>Spent Bullet</u>			
<u>7</u>		<u>Bloody pillow with bullet hole (on bed)</u>			
<u>8</u>		<u>Mud from floor near Bathroom Threshold</u>			
<u>9</u>		<u>Smart Phone from Nightstand</u>			
<u>10</u>		<u>IPhone from Bathroom</u>			
<u>11</u>		<u>Spent bullet recovered from wall</u>			
<u>12</u>		<u>.40 cal pistol HK P30, with a black holster, with a Black Holster, and a magazine</u>			
<u>13</u>		<u>White plastic mattress protector with blood</u>			
<u>14</u>		<u>Bloody, white cloth mattress pad</u>			
<u>15</u>		<u>Bloody pillow and pillow case</u>			

Notice of Property Disposition Hearing

I have been notified that the property listed above is believed to be stolen. I understand that a hearing before a magistrate to determine the disposition of this property is scheduled for the _____ day of _____, 20____ at 9:00 a.m. at the Abilene Police Department, 450 Pecan Street. I understand that at the time of the disposition hearing I will be required to show proof of ownership of this property, and that my failure to appear at the date and time listed may result in the forfeiture of all property subject to these proceedings.

Initials: _____ I agree to attend the disposition hearing for this property.
 _____ I waive claim of ownership to this property, and I do not wish to attend the disposition hearing.

Signature of person from whom property was seized: _____
 NOTE: Disposition Hearings - last Friday of each month, except November and December. On or before 10th = current month; after 10th = following month.
 APD Property Division: (325) 676-6580 Operating Hours: Mon. - Fri. 8:00 a.m. to 5:00 p.m.

Property and Evidence Document Supplement sheet

Case No.	Officer Name	ID NO.	Date	Time
16-21797	W. McDaniel	254	12-12-16	1056

Item number	Quant.		Lab	Dispo. Code
16		Samsung Laptop from kitchen		
17		ASUS Laptop from kitchen		
18		Three Thumbdrives		
19		Bloody, white Comforter in Entryway		
20		Overall Photos - 774		
21		Photos - Individual Photos for Panoramic View - 774		
22		Photos - Panoramic View Files - 774		
23		Photos - Shoe Impression on Bathroom Door - 774		

Property and Evidence Document Supplement sheet

Case No. 16-21797	Officer Name D. Arnoldt	ID NO. 1001	Date 12-12-16	Time 1107
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Item number	Quant.		Lab	Dispo. Code
24		"Ontario Knife" Machete with a Black Handle		
25		One Swab From Guy wire		
26		" From Exterior of Front Door Knob		
27		" From Interior of Front Door Knob		
28		" From Interior North Door Knob to Kitchen		
29		" From Exterior North Door knob to Kitchen		
30		" From Interior Doorknob to Dining Room		
31		" From Exterior Door knob to Dining Room		
32		" From Interior Master Bedroom Door knob		
33		" From exterior Master Bedroom Door knob		
34		" From exterior Master Bedroom Bathroom Door knob		
35		" From Interior South Door knob into Game/Display Room		
36		" From Exterior South Door knob into Game/Display Room		
37		" From Grate Latch		
38		" Handle of Machete (Item 24)		
39		Dirt from Machete (Item 24)		
40		One Swab From Casing (Item #5)		
41		" Casing (Item #4)A		
42		" Casing (Item #4)B		
43		" Casing (Item #4)C		
44		" Casing (Item #4)D		