

SW 16-059



MIDLOTHIAN POLICE DEPARTMENT  
EVIDENTIARY SEARCH WARRANT

**FILED**  
APR 27 2016  
MELANIE REED  
CLERK DISTRICT COURT  
ELLIS COUNTY, TEXAS

THE STATE OF TEXAS

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LOCATION:

Dry Cleaners Super Center of  
Midlothian.  
624 East Main, Midlothian, Ellis  
County, Texas 76065.

COUNTY OF ELLIS

The State of Texas to the Sheriff or any Peace Officer of Ellis County, Texas, or any Peace Officers of the State of Texas and Officers of the Midlothian Police Department and Special Agents/Officers of the North Texas High Intensity Drug Trafficking Area, Eastern Drug Squad Group One.

**GREETINGS:**

Whereas, the Affiant whose signature is affixed to the attached Affidavit & Application For Evidentiary Search Warrant ("Affidavit") appearing on the document hereof is a Peace Officer under the laws of Texas and did heretofore this day subscribe and swear to said Affidavit before me (which said Affidavit is by this reference incorporated herein for all purposes), and whereas I find that the verified facts, stated by The Affiant show that The Affiant has Probable Cause for the belief he expresses therein and establishes the existence of proper grounds for the issuance of this Evidentiary Search Warrant.

Now, therefore, you are commanded to enter the suspected place described in said affidavit and to there to conduct a search <sup>for seizure of</sup> evidence relating to violations of Texas Penal Code, Chapter 19 Criminal Homicide, specifically, Texas Penal Code Section 19.02 (b) (1) MURDER. ~~Therefore, your Affiant seeks authorization from this Court to enable personnel from the Midlothian Police Department, along with Special Agents/Peace Officers of the North Texas High Intensity Drug Trafficking Area, Eastern Drug Squad Group One to conduct the an examination of the below listed items.~~

② WHEREFORE, the undersigned ~~affiant~~ <sup>hasty issues</sup> respectfully requests the issuance of said ~~Evidentiary Search and Seizure Warrant~~ due to facts articulated in the attached affidavit, to cause law enforcement personnel from the Midlothian Police Department and Special Agents Task Force Officers of the North Texas High Intensity Drug Trafficking Area (HIDTA), Eastern Drug Squad Group One to search the Dry Clean Super Center, located at 624 East Main Street, Midlothian, Texas 76065 for items identified as evidence pertaining to the ongoing investigation of ~~APPELLATE~~ and any other items defined as contraband in Chapter 50 of the Texas Code of Criminal Procedures.

Issued at 8:40 M, on this the 22 day of April, 2016 to certify which witness my hand this day.



JUDGE BOB CARROLL  
40<sup>TH</sup> JUDICIAL DISTRICT COURT  
ELLIS COUNTY, TEXAS

SW16-059

FILED  
APR 27 2016  
MELANIE REFD  
CLERK DISTRICT COURT  
ELLIS COUNTY, TEXAS

MIDLOTHIAN, TEXAS POLICE DEPARTMENT

APPLICATION AND AFFIDAVIT IN SUPPORT OF EVIDENTIARY SEARCH  
WARRANT

THE STATE OF TEXAS

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LOCATION:  
Dry Cleaners Super Center of  
Midlothian.  
624 East Main, Midlothian, Ellis  
County, Texas 76065.

COUNTY OF ELLIS

THE UNDERSIGNED AFFIANT, BEING A PEACE OFFICER UNDER THE LAWS OF TEXAS, SPECIFICALLY THE MIDLOTHIAN POLICE DEPARTMENT AND BEING DULY SWORN, ON OATH MAKES THE FOLLOWING STATEMENTS AND ACCUSATIONS:

- 1. THERE IS IN <sup>Ellis</sup> ~~Midlothian~~ COUNTY, TEXAS, A PLACE AND PREMISES DESCRIBED AND LOCATED AS FOLLOWS:

The Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Texas 76065.

- 2. THERE IS AT SAID PLACE AND PREMISES PROPERTY CONCEALED AND KEPT IN VIOLATION OF THE LAWS OF TEXAS AND DESCRIBED AS FOLLOWS; *+ evidence of the commission of the crime; of Murder!*

Your Affiant reasonably believes that contained within the Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Texas 76065 is potential evidence in violations of Texas Penal Code, Chapter 19 Criminal Homicide, specifically, Texas Penal Code Section 19.02 (b) (1) MURDER.

- 3. SAID SUSPECTED PLACE AND PREMISES ARE IN CHARGE OF AND CONTROLLED BY EACH OF THE FOLLOWING NAMED PARTIES (HEREAFTER CALLED "SUSPECTED PARTY" WHETHER ONE OR MORE), TO-WIT: IT IS THE BELIEF OF THE AFFIANT, AND AFFIANT HEREBY CHARGES AND ACCUSES, THAT:

Clothing, specifically, shirts that appear to have blood stains on them that were dropped off at the Dry Clean Super Center of Midlothian by Randy Bevers, white male, date of birth 03/31/1952, who is the father in law of the decedent in this MURDER investigation, Terri "Missy" Leann Bevers. When the clothing was dropped off Randy Bevers told the employee that the shirt had "Animal Blood" on it. The employee stated to investigators that the shirt looked as if it had been attempted to be cleaned prior to being dropped off.

Your Affiant reasonably believes that contained within the Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Texas 76065 is potential evidence in violations of Texas Penal Code, Chapter 19 Criminal Homicide, specifically, Texas Penal Code Section 19.02 (b) (1) MURDER.

4. **AFFIANT HAS PROBABLE CAUSE FOR THE SAID BELIEF BY REASON OF THE FOLLOWING FACTS, TO-WIT:**

See attached document labeled "Exhibit A". Exhibit A is attached hereto and by this reference incorporated herein for all purposes.

**WHEREFORE, the undersigned Affiant, respectfully requests the issuance of said Evidentiary Search and Seizure Warrant due to facts articulated in the attached affidavit, to cause law enforcement personnel from the Midlothian Police Department and Special Agents/Task Force Officers of the North Texas High Intensity Drug Trafficking Area (HIDTA), Eastern Drug Squad Group One Your Affiant reasonably believes that contained within the Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Texas 76065 is potential evidence in violations of Texas Penal Code, Chapter 19 Criminal Homicide, specifically, Texas Penal Code Section 19.02 (b) (1) MURDER and other related items, defined as contraband in Chapter 59 of the Texas Code of Criminal Procedure.**



AFFIANT

Investigator C. McKinney 121  
Midlothian Police Department

Subscribed and sworn to before me by said Affiant at 8:40 P M, on this the 22  
day of April, A.D., 20 16.



JUDGE BOB CARROLL  
40<sup>TH</sup> JUDICIAL DISTRICT COURT  
ELLIS COUNTY, TEXAS

# **EXHIBIT "A"**

## **AFFIDAVIT IN SUPPORT OF EVIDENTIARY SEARCH WARRANT**

**{Article 18.02(10), Texas Code of Criminal Procedure}**

### **YOUR AFFIANT'S BACKGROUND, TRAINING AND EXPERIENCE**

Your Affiant, Cody McKinney, having been duly sworn, declare as follows:

I am a Sergeant with the Midlothian, Texas Police Department. I have been employed by said department for a period of approximately eleven (11) years. I have served in investigative capacities within the Midlothian Police Department for approximately nine (9) years. I have received special deputation as a Deputy United States Marshall, and sworn as a Federal Task Force Officer (TFO) assigned to the North Texas High Intensity Drug Trafficking Area (HIDTA), Southern Money Laundering Initiative. I am currently assigned as a Task Force Officer (TFO) with the Drug Enforcement Administration (DEA) Eastern Drug Squad Group One. I currently possess an Advanced Peace Officer Certification as merited by and with the State of Texas Commission on Law Enforcement (TCOLE).

Your Affiant has also participated in numerous narcotics and financial investigations with the Internal Revenue Service-Criminal Investigations (IRS-CI) relevant to violations of State and Federal Money Laundering statutes. Your Affiant has also received specialized training in narcotics investigations from the Drug Enforcement Administration (DEA) and related Money-Laundering matters from the Internal Revenue Service-Criminal Investigations (IRS-CI).

Your affiant is also trained and certified in the use of Cellebrite/UFED electronic forensic data extractions, and affiant has had substantial experience in extracting electronic/digital data from various types, makes, and models of electronic/digital devices including cell phones, tablets, and GPS devices. Additionally, affiant has spent hundreds of hours on numerous cases analyzing such extracted data and information.

In addition, Your Affiant has experience in the execution of financial search warrants, narcotics search warrants, debriefing defendants, informants, and other witnesses/individuals who have personal knowledge of the amassing, spending, converting, transporting, distributing, laundering, and concealing of proceeds derived from the distribution of illegal drugs.

Your Affiant has used a variety of investigative techniques during his investigations including, but not limited to, electronic surveillance, visual surveillance, the use of

confidential sources and the use of undercover agents. Information contained in this Affidavit is derived from Your Affiant's knowledge of, and prior experiences in financial and narcotics investigations; information obtained during interviews with drug traffickers familiar with this drug trafficking organization, and review of reports prepared by special agents with DEA as well as other federal, state and local law enforcement agencies. As a result of Your Affiant's participation in this investigation, my conversations with, and review of reports prepared by HIDTA Task Force Officers as well as other federal, state and local law enforcement agencies, I am familiar with all aspects of this investigation as articulated in this Affidavit. Information contained in this Affidavit includes the results of review of property records and other information obtained from public sources; physical surveillance; information from cooperating witnesses and law enforcement personnel.

### **YOUR AFFIANT'S PROBABLE CAUSE**

*The recitation of facts contained in this Affidavit is not meant to be a complete narrative of all information that is known to Your Affiant, but only a summary of facts, to necessitate the establishment of sufficient probable cause, in support of this affidavit, for the issuance of this Evidentiary Search Warrant.*

On Thursday, April 22, 2016, at approximately 1:50 pm, the Midlothian Police Department in Midlothian, Ellis County, Texas 76065, received a call from the Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Ellis County, Texas 76065, stating that earlier this morning around 10:17am a white male identifying himself as Randy Bevers, as well as stating he is the father in law of Missy Bevers (Terri "Missy" Bevers, the decedent/MURDER victim as of April 18, 2016) brought in items to have them cleaned. Randy Bevers was carrying four (4) shirts that he was requesting to be cleaned and they are described as follows:

1. Men's, Pink, Polo/Golf style shirt (Martin) XXL
2. Men's, White, w/red stripes Polo/Golf style shirt (Fennec)XXL
3. Men's, Blue, Polo/Golf style pullover shirt (Ariat Tek) XXL
4. Women's, White, long sleeve shirt (Laura Scott) XXL with what appears to be blood spots/stains on it.

Randy Bevers told the clerk that the stains on the white shirt was "Animal Blood". Randy Bevers provided his personal information to include a phone number as he turned over the above described items and a receipt with order number was generated #0427112. The employee later contacted the police department to report the suspicious activity.

The decedent, Terri "Missy" Bevers was murdered by an unknown suspect(s), currently at large, as she arrived to prepare for a physical fitness class she was to teach on the morning of April 18, 2016 at the Creekside Church, located at 5401 East U.S Highway 287, Midlothian, Ellis County, Texas 76065.

The unknown suspect dressed in police tactical/riot gear, obtained forcible entry to the location of the murder, to-wit, the Creekside Church, and appears on the Creekside Church surveillance videos. The unknown suspect is the only person detected within the building during a period of approximately thirty (30) minutes when the victim and decedent, Terri "Missy" Leann Bevers, was murdered, and it is reasonably believed that the said unknown suspect is responsible in part or in full for murdering Ms. Bevers.

Based upon the facts and circumstances surrounding this crime of murder as presently known by the Affiant, and in conjunction with the Affiants training and experiences in law enforcement, crimes against persons, and criminal activity, Affiant believes and charges that the blood stained shirt may contain possible DNA evidence that could assist law enforcement in this current MURDER investigation.

Wherefore, Your Affiant request this court grant permission for officers of the Midlothian Police Department to enter into the Dry Clean Super Center of Midlothian, located at 624 East Main Street, Midlothian, Ellis County, Texas 76065 and seize said described item(s) as evidence that after analyzed may provide further assist law enforcement in the ongoing investigation pertaining to violations of Chapter 19 of the Texas Penal Code 19.02.



**AFFIANT**

**Investigator C. McKinney  
Midlothian, Texas Police Department**

Subscribed and sworn to before me by said Affiant on this the 22 day of April, A.D., 20 16. (8:40pm)



**JUDGE BOB CARROLL  
40<sup>rd</sup> JUDICIAL DISTRICT COURT  
ELLIS COUNTY, TEXAS**



BEVERS, RANDY  
512-422-6106

Dry Clean Super Center of Midlothian  
624 E Main  
Midlothian, TX 76065  
972-723-2100

DRY CLEANING

Order: 0427112 02 AD 04/22/16 10:17 AM

Pickup Date: Monday, 04/25/16

PULLOVER 4 4  
PINK; ANIMAL BLOOD RED; ALL OVER WHITE; AN

Piece(s)

4

PAID

\$15.06

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SW16-059

FILED  
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MELANIE REED  
CLERK DISTRICT COURT  
ELLIS COUNTY TEXAS



MIDLOTHIAN POLICE DEPARTMENT

### WARRANT RETURN

THE STATE OF TEXAS

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LOCATION: Dry Cleaners Super Center  
of Midlothian  
624 East Main Street  
Midlothian, Texas 76065.

COUNTY OF DALALS

The undersigned Affiant, being a Peace Officer under the laws of Texas and being duly sworn, on oath certified that the foregoing Warrant came to hand on the day it was issued and that it was executed on the 22<sup>nd</sup> day of April A.D., 2016, by making the seizure directed therein and by seizing during such search the following described property; retained by such Peace Officer, and kept, stored and held as hereinafter set out:

#### Items Seized

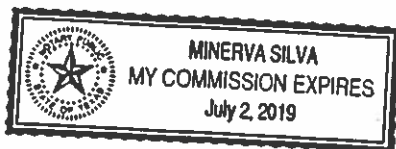
1. **Women's white long sleeve shirt (Laura Scott) XXL, which is stained with blood.**

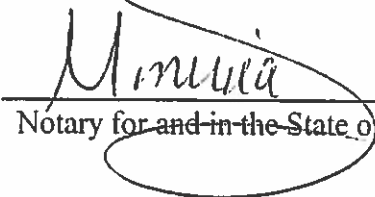
  
AFFIANT

STATE OF TEXAS  
COUNTY OF ELLIS

Before me, a Notary Public, on this day personally appeared Investigator Cody McKinney, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are true and correct.

Given under my hand and seal this 27<sup>th</sup> day of April, 2016.



  
Notary for and in the State of Texas