

THE STATE OF TEXAS

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DOCKET #

COUNTY OF HIDALGO

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SW #1

COURT: 92nd District

SEARCH WARRANT

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

The State of Texas: To the Sheriff or any Peace Officer of Hidalgo County, Texas, or any Peace Officer of the State of Texas:

Whereas, the Affiant, **Onorio Pelayo**, whose name appears on the affidavit attached hereto 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 here now made a part hereof for all purposes and incorporated herein as if written verbatim within the confines of this Warrant), and whereas I find that the verified facts stated by affiant in said affidavit show that affiant has probable cause for the belief he/she expresses herein and establishes existence of proper grounds for issuance of this Warrant;

Now, therefore, you are commanded to enter the suspected place, and premises described in said affidavit, to-wit: North of FM 1422 on FM 1015 first residence on the west side beige mobile home blue trim. The front door faces east. there is a wood stairway and handicap ramp access on the east side of the mobile home. The property is surrounded by farm animal game fencing; with a green aluminum gate entrance door (26295 FM 1015 Rd) Edcouch, Hidalgo County, Texas. This is to include any and all vehicles and buildings within the curtilage of said property.

At said places you shall search for and, if same be found, seize and bring before me the property described in the affidavit, to-wit: Any unknown make or model of firearms, any unknown make and model or caliber of ammunition, any and all unknown caliber spent casings, any and all records, books, writings, ledgers, paper documents identifying suspect(s) and victim(s), all cellular mobile telephones, to include electronic recording devices, computers, hard drives, lap tops, photographs, bank records, bank statements United States Currency, any financial instruments which are used to promote illegal activities. Any and all reasonable evidence that could be used to conspire or commit the offense of murder Code and in violation of the laws of the State of Texas, Texas Penal Code.

Furthermore, you are ordered pursuant to the provisions of Article 18.10, Texas Code of Criminal Procedure, to retain custody of any property seized pursuant to this warrant until further order of this court or any other court of appropriate jurisdiction shall otherwise direct the manner of safe keeping of said property. This court grants you leave and authority to remove such seized property from this county if and only if such removal is necessary for the safe keeping of such seized property by you, or if such removal is other wise authorized by this provisions of Article 18.10, T.C.C.P., inventory to filled subsequent to the execution of this warrant, and as required by Article 18.10, T.C.C.P., of the place where the property seized hereunder is kept, stored and held.

Herein fail not, but have you then and there this Warrant within three days, exclusive of the day of its execution, with your return thereon, showing how you have executed same.

Issued this the 12 day of February, 2013, at 2:45 o'clock P.M. to certify which witness my hand this day.

MAGISTRATE, HIDALGO COUNTY, TEXAS

THE STATE OF TEXAS

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SW#1

Case # 2013-05476

COUNTY OF HIDALGO

§

COURT: 92nd District

AFFIDAVIT FOR SEARCH WARRANT
{Article 18.02(10), Texas Code of Criminal Procedure}

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 AND ACCUSATIONS:

My name is **Onorio Pelayo** and I am commissioned as a peace officer by Hidalgo County Sheriff's Office.

1. There is in Hidalgo County, Texas a suspected place described as: North of FM 1422 on FM 1015 first residence on the west side beige mobile home blue trim. The front door faces east, there is a wood stairway and handicap ramp access on the east side of the mobile home. The property is surrounded by farm animal game fencing; with a green aluminum gate entrance door (26295 FM 1015 Rd) Edcouch, Hidalgo County, Texas.

2. Said suspected place is in the charge of and controlled by each of the following named and/or described suspected parties (hereafter called "suspected party," whether one or more), to wit:

- A. Thomas Matusiewicz (D.O.B. 08/28/1944)
- B. Leonor Francis Matusiewicz (D.O.B. 02/23/1945)
- C. David Matusiewicz (D.O.B. 04/05/1967)
- D. Any and all other parties unknown to Affiant

3. It is the belief of affiant that said suspected party has possession of and is concealing at said suspected place in violation of the laws of the State of Texas the following property: Any unknown make or model of firearms, any unknown make and model or caliber of ammunition, any and all unknown caliber spent casings, any and all records, books, writings, ledgers, paper documents identifying suspect(s) and victim(s), all cellular mobile telephones, to include electronic recording devices, computers, hard drives, lap tops, photographs, bank records, bank statements United States Currency, any financial instruments which are used to promote illegal activities. Any and all reasonable evidence that could be used to conspire or commit the offense of murder Code and in violation of the laws of the State of Texas, Texas Penal Code.

4. Affiant has good reason to believe, does believe, and hereby suspects that on or about February 11, 2013 in Hidalgo County, Texas, Thomas Matusiewicz, Leonor Francis Matusiewicz, and David Matusiewicz are suspected of committing an offense against the laws of the State of **Delaware**, to-wit, Murder: On said date they are suspected of intentionally and knowingly participating in a Murder.

The victims of the aforementioned criminal offense are Christine Belford and Laura Mulford.

5. Affiant has probable cause for said belief by reason of the following facts and circumstances:

On Monday, February 11, 2013 at approximately 0740 hours David Matusiewicz arrived at the New Castle County Delaware Courthouse located at 500 N. King St., Wilmington, Delaware. David was scheduled to appear in Family Court at 0830 hours for a hearing related to child support payments.

David is observed on surveillance video entering the courthouse lobby with his father Thomas Matusiewicz. David and Thomas hug each other in the lobby. David then proceeded through security station and a metal detection device, as his father remained in the lobby area. At approximately 0815hrs David's ex-wife, Christine Belford entered the lobby accompanied by her neighbor, Laura Mulford. Thomas Matusiewicz is observed via

Search Warrant Affidavit

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surveillance video as he approached Christine Belford and fired a handgun at her multiple times. He then chased Laura Mulford and fired multiple times at her as well. Both females were killed by the gunfire.

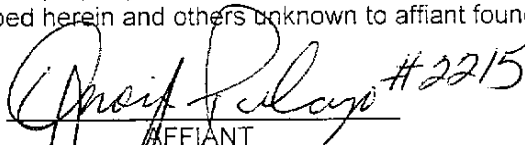
Thomas Matusiewicz then began firing at uniformed Capital Police Department Officers who were working the courthouse. Two Officers were struck by the gunfire. The Capital PD officers returned gunfire, and Thomas Matusiewicz was pronounced dead at the scene. The type of weapon used by Thomas was 45. Caliber Glock model 21. Paperwork was found on Thomas Matusiewicz included two hand written death certificates for Christine Belford and Timothy Hitchings. Through the course of the investigation it was learned that Timothy Hitchings is an attorney who has represented Christine Belford throughout her Divorce and child custody/support proceedings with David Matusiewicz.

On Monday, February 11, 2013, at approximately 6:30pm, FBI Special Agent Philip Russell contacted FBI task force officer Onorio Pelayo in regards to assisting Delaware State Police who was investigating a Homicide that occurred inside the New Castle County Courthouse in Wilmington, Delaware.

Agents and Task force officer made contact with Sergeant Millard A. Greer from the Delaware State Police. Sergeant Greer requested assistance in obtaining an evidentiary search warrant at the residence of deceased suspect (Thomas Matusiewicz dob: 08/28/1944). Sergeant Greer learned through the course of their investigation that Thomas, Lenore, and David Matusiewicz reside at 26925 FM 1015 Rd in Edcouch, Hidalgo County, Texas. An Interview of Lenore Matusiewicz revealed that she, Thomas and her son David left their residence in Edcouch, Texas on February 4, 2013, headed to the State of Delaware.

ON February 11, 2013 Agents and Task force Officers further made contact with Amy Gonzalez, daughter of Thomas Matusiewicz who confirmed that her father, her mother Leonore Matusiewicz, and brother David Matusiewicz do indeed reside at 26925 FM 1015 Rd in Edcouch, Hidalgo County, Texas and that they left that residence on February 4, 2013 heading towards the State of Delaware.

Wherefore, affiant asks for issuance of a warrant that will authorize affiant and other peace officers to search said suspected place and premises for the property described above and seize same, and to arrest and search each suspected party named and described herein and others unknown to affiant found to be occupants of and in control of said premises.

 #2215
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME BY SAID AFFIANT ON THIS THE 12th DAY OF February,
2013 at 2:45 AM.


MAGISTRATE, HIDALGO COUNTY, TEXAS

THE STATE OF TEXAS

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CASE # 2013-05476

COUNTY OF HIDALGO

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COURT: 92nd District Court**ORDER FOR ASSISTANCE IN EXECUTION OF SEARCH WARRANT**

Whereas, the affiant whose name appears on the affidavit attached here-to is a peace officer under the laws of the Texas and did heretofore this day subscribe and swear to said affidavit before me (which said affidavit is here now made a part hereof for all purposes and incorporated herein as if written verbatim within the confines of this Order), and whereas I find that the verified facts stated by the Affiant in the said affidavit show that affiant has probable cause for the belief he/she expresses herein and establishes existence of proper grounds for issuance of a search warrant;

And where as, this court has issued a warrant to search for and seize, described in the affidavit. **Any unknown make or model of firearms, any unknown make and model or caliber of ammunition, any and all unknown caliber spent casings, any and all records, books, writings, ledgers, paper documents identifying suspect(s) and victim(s), all cellular mobile telephones, to include electronic recording devices, computers, hard drives, lap tops, photographs, bank records, bank statements United States Currency, any financial instruments which are used to promote illegal activities. Any and all reasonable evidence that could be used to conspire or commit the offense of murder Code and in violation of the laws of the State of Texas, Texas Penal Code.**

Therefore, you are hereby ordered and commanded to cooperate with any peace officer requesting your professional aid and assistance in the execution of this warrant.

Herein fail not, as this order is directed to any individual whose aid and assistance is requested by the officer bearing the accompanying search warrant, is authorized by the full authority of this court to issue warrants and orders to enforce the laws of the State of Texas, and Article 18.08 of the Texas Code of Criminal Procedure. Any individual to fails to comply with this order when requested shall be liable as for contempt of this court and subject to all penalties authorized by law.

Ordered this the 12 day of February, at 2:47 o'clock P.m
To certify which witness my hand this day.



MAGISTRATE, HIDALGO COUNTY, TEXAS