

Animal Cruelty Search Warrant Check List

(See New Hampshire Attorney General's Law Enforcement Manual Section V for detailed information.)

Check	Probable Cause Elements are Present
	A crime has been committed
	Evidence of a crime exists
	Evidence will be presently found in a location (or on a person)
The Affidavit Contains:	
	Specific description of the premises (and/or person) to be searched (physical description and/or photos)
	Specific description of the animals, items and evidence to be seized based on the case ¹
	Statement of the reasons supporting the request to search- may cite laws here
	Separately numbered paragraphs for organization
	The source of and how all information was obtained are identified
	<i>If informant or third party as a source:</i>
	The source is a truthful person
	Basis of knowledge (first hand or other)
	The source has a motive or reason to be truthful
	The information is corroborated by other information
	Labeled and dated photographs if needed
	Signature of the applicant swearing to or affirming the affidavit
	Signature of a person authorized to administer oaths or affirmations
	Date of oath or affirmation
The Warrant Application Form is Completed	
	Targeted evidence is described in the warrant application
	Any verbal additions to the affidavit or application are put in writing and attached
	Applicant's signature is sworn or affirmed
	Both affidavit and application are presented to a justice

¹ Terminology may include the following and more: Search for animal evidence: All animals living or dead, born or unborn, above or below the ground¹, contained or free roaming, inside or outside. All cages, crates, containers, or other items or objects that could be used for the confinement or shelter of an animal. All animal or related to animal records written or electronically kept (computers, CD's DVD's, thumb drives)... including medical treatment, drugs and other prescribed items, intake or export, sales receipts, food and water bills, proof of ownership documents, care and boarding contracts and agreements, photographs. Any and all implements for the training, control or transport of animals. Paperwork that ties parties/owners to the location evidence is found. Food, supplies, medications. Places to be searched: All buildings, barns and outbuildings attached or unattached. Fenced pasture and gated fields. All vehicles or trailers used for the transport of animals.