**THE STATE OF TEXAS § DOCKET #**

 **§**

**COUNTY OF =X= § COURT:**

**AFFIDAVIT FOR SEARCH WARRANT**

**{Article 18.02(a)(13), 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:

My name is **=X=** and I am commissioned as a peace officer by **=X=.**

1. There is a provider of [an electronic communication service or a remote computing service], hereafter referred to as Provider, further described as follows: **=X= [include official/legal name and address]**

2. Provider may be contacted for service of process and execution of the search warrant requested herein by serving **=X=**

3. It is my belief and I hereby charge that Provider has possession of the following electronic customer data as defined by Chapter 18 of the Texas Code of Criminal Procedure: **=X=**

4. Said electronic customer data is held in electronic storage by Provider and constitutes evidence of the below-described offense **[add if applicable:** and that **=X=** has committed that offense].

5. I have probable cause to believe that the above-described electronic customer data is held by Provider and that same constitutes evidence related to an offense by reason of the following facts and circumstances: **=X=**

I will include with the Search Warrant requested herein, directed to the Provider or its agents, a Request for Verification of Authenticity concerning the evidence seized pursuant to the Search Warrant; I request the Court order that the Affidavit of Authenticity be included with the evidence seized.

I further request that the Court order, to prevent an adverse result as defined by Article 18.21, §8, Texas Code of Criminal Procedure, that any provider, individual, or entity, including their employees or agents, who receives a copy of this Search Warrant to keep confidential the existence of said Search Warrant for an indefinite period of time, unless otherwise ordered by this or any other court of competent jurisdiction.

Wherefore, I ask for issuance of a search warrant that will authorize me or other peace officers to search for, or compel an agent of **=X= [name of service provider]** to search for, the property described above and to seize same to be held as evidence of the offense described above.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Affiant

SUBSCRIBED AND SWORN TO BEFORE ME BY SAID PEACE OFFICER WHOSE NAME IS SIGNED ABOVE ON THIS THE \_\_\_ DAY OF \_\_\_\_\_\_\_\_, \_\_\_ .

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**=X= [Title or name of office held by official taking oath of Affiant]**

**=X= County, Texas**

**NOTE**

Consider the following optional special features before completing form:

**Out-of-County Removal of Evidence: CD-Rom # 39**

**State’s Motion to Seal Search Warrant Affidavit CD-Rom # 42**

**and**

**Order Sealing Search Warrant Affidavit CD-Rom # 43**