

10/13/2017  
18:50

State of Colorado, County of Mesa  
Affidavit In Support of Warrantless Arrest

Page: 1 of 3

I, POST, MARK, NICHOLAS, of the Palisade Police Dept a Colorado peace officer, being duly sworn and under oath states that probable cause exists for warrantless arrest of the person named below, and that the following facts are true and correct to the best of my knowledge, information, and belief, and support the arrest of the defendant. All locations are in Mesa County, State of Colorado unless otherwise noted. DATE FILED: October 16, 2017

Name of person arrested: COX, DAVID LAWRENCE Sex: MALE Weight: 155 DOB: 5/30/1981  
Race: WHITE Height: 5' 11  
Hair: BRO - BROWN Eyes: BLU - BLUE

Date of arrest: 10/13/2017 Time: 17:05  
Place of arrest: 753 37 8/10 RD, PALISADE, CO, 81526

Victim: \_\_\_\_\_ Sex: MALE Weight: \_\_\_\_\_ DOB: \_\_\_\_\_  
Race: WHITE Height: \_\_\_\_\_  
Hair: BRO - BROWN Eyes: BRO - BROWN Phone: \_\_\_\_\_

Victim: \_\_\_\_\_ Sex: MALE Weight: \_\_\_\_\_ DOB: \_\_\_\_\_  
Race: WHITE Height: \_\_\_\_\_  
Hair: BRO - BROWN Eyes: BRO - BROWN Phone: \_\_\_\_\_

Date/Time	Statute Code	CC	Counts
10/13/2017 17:35		INFO	1
Repealed Date: 04/10/2011 SPECIAL OFFENDER			
10/13/2017 17:35	18-18-406 DF2 #c	35A	1
DIST/MAN/POSS W/INTENT TO DIST OR CONSPIRE - MARIJUANA (NOT ALLOWED BY REG SCHEME) 5-50LBS OR 2.5-25LBS OF CONCENTRA			
10/13/2017 17:35	18-6-401(7)(b)(I) M2	90F	2
CHILD ABUSE NO DEATH OR INJURY / ACTS KNOWINGLY & RECKLESSLY			

10/13/2017  
18:58

State of Colorado, County of Mesa  
Affidavit In Support of Warrantless Arrest

Page: 2 of 3

On 10/13/2017 at approximately 1426 hours I, Officer Harper, along with other members of the Palisade Police Department, Mesa County Sheriff's Office, and Mesa County Drug Task Force, arrived at 756 37 8/10 Road, Town of Palisade, County of Mesa, State of Colorado to execute a search warrant. Detective Mark Post with the Palisade Police Department informed me of the following information.

Prior to executing the search warrant the residence at the above address and a warehouse at the above address needed to be cleared to be safe for officers. During this process Officers located David Cox in the residence along with his two children (4 years of age) and (2 years of age). Inside the residence in plain view on an ottoman was a loaded Glock handgun with one round in the chamber. This handgun was capable of being reached by the children and was located next an area scattered with children's toys and it appeared they had recently been playing in the area.

Inside David's bedroom officers located 2 closets, one to the east, and one to the west of the main bedroom area. In the east closet, officers located 2 loaded handguns, 1 unloaded handgun, and 1 unloaded long gun. Attached to this east closet is a small bathroom that contained a 1 gallon plastic bag that was approximately half full of grinded marijuana. There was also a glass jar that was partially filled with marijuana. In the west closet, officers located an AK47, 1 shotgun, 1 tactical shotgun, 2 long guns, multiple boxes of ammunition, and multiple magazines for these weapons.

In David's backyard, on the east side of the residence, officers located marijuana plants. David stated there were 87 plants in the backyard. As of the time of this affidavit this amount has not been verified. Upstairs where the children's rooms are located, officers located a rifle scope on the floor next to an abundance of children's toys. In the basement of the residence officers located marijuana plants hanging to dry, several trays of marijuana seeds and stems, and bunk beds.

Inside the warehouse, which is located west of the primary residence, officers located a butane hash oil operation. This was deemed to be an officer safety risk and could not be fully explored as of the time of this affidavit until it could be deemed safe. Part of this operation included an approximately 5ft by 6ft fuel container. Outside of the warehouse there was marijuana plants hung to dry from an awning on the north side of the warehouse. The warehouse is also located next to a large orchard that expands north and west of the warehouse. The orchard also contained marijuana plants amongst the crops.

Once the search warrant can be fully executed there will be additional charges to follow.

10/13/2017  
18:56

State of Colorado, County of Mesa  
Affidavit In Support of Warrantless Arrest

Page: of

State of Colorado  
County of Mesa

*[Signature]*  
\_\_\_\_\_  
Officer

Sworn to before me this 13<sup>th</sup> day of October, 2017

**KATHRIN J. GARDEA**  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID #20174015982  
My Commission Expires April 13, 2021

*[Signature]*  
\_\_\_\_\_  
Notary

Probable Cause Determination

Approved     Rejected

DocuSigned by:  
*Judge Lance Timbreza*  
\_\_\_\_\_  
Judge

10/14/2017 | 13:13 MDT

Probable Cause not found as to: