

IN REF: JOSEPH SAMUEL WATKINS
DAVID WAYNE BROWN
TIMOTHY MARK FREE
706-802-0704

AFFIDAVIT BY LAW ENFORCEMENT OFFICER
IN SUPPORT OF APPLICATION OF INVESTIGATION WARRANT

Personally, before the undersigned officer authorized to administer oaths, comes Stanley Sutton, Investigator for the Floyd County Police Department, who being first duly sworn deposes and states under oath that he has been a member of the Floyd County Police Department for twenty-nine years. During his twenty-nine years in law enforcement, Affiant has been assigned to the Investigative Division and the Rome/Floyd Metro Task Force. The Rome/Floyd Metro Task Force is responsible for conducting gambling and drug investigations, including employee undercover and surreptitious techniques and devices. The Investigative Division is responsible for investigating crimes against persons and crimes against property.

Affiant has been involved in twelve separate investigations involving the use of electronic surveillance: nine drug investigations and three commercial gambling investigations. Each of the above-referenced investigations produced numerous arrests and convictions in both Federal and State Court, in addition to seizures of cocaine, marijuana, methamphetamine, U.S. currency and real and personal property.

I.

Affiant has probable cause to believe that the below-described individuals committed the offense of murder as set forth in the official code of Georgia Annotated, Section 16-5-1.

a. Joseph Samuel Watkins, white male, date of birth, July 7, 1980 and social security number,

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b. Timothy Mark Free, white male, date of birth, December 21, 1975 and social security number, ██████████

c. David Wayne Brown, white male, date of birth, August 14, 1977 and social security number, ██████████

It is the Affiant's belief that the above described individuals are utilizing two locations and telephones known to law enforcement officers at the present time to discuss the events of the murder of Isaac Dawkins that occurred January 11, 2000.

The Joseph Samuel Watkins residence is located at 671 Chulio Road, Rome, Floyd County, Georgia. The residence is approachable by traveling from the intersection of Georgia 411 East and Chulio Road, south on Chulio Road 1.2 miles. There is a row of four mailboxes, the first one being wooden post and wooden mailbox with the numbers 671 on the post. Directly across from the mailbox is a gravel driveway, approximately 1/4 mile long, that changes to concrete fifty yards from the house. The residence is a wood frame two story house, yellow in color, with white trim, a black shingle roof and a porch on the front of the house.

The David Wayne Brown house is located at 502 Burnett Ferry Road, Rome, Floyd County, Georgia. The residence is approachable by traveling west on Shorter Avenue to Burnett Ferry Road, left on Burnett Ferry Road. The residence is exactly one mile from Shorter Avenue and is located on the right hand side of Burnett Ferry Road. The driveway is 160 feet west of Robinson Avenue. The residence is white frame with a reddish-brown roof, has a half-open front porch supported by one white column. The porch has brown wooden bannisters.

II.

Affiant began receiving information concerning the involvement of Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown in the murder of Isaac Dawkins on March 7, 2000. Much of the information that has been received has been corroborated through other sources of information.

III.

Affiant states that Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown, along with other persons known and unknown, are engaged in conversations relating to the events that occurred in the murder of Isaac Dawkins on January 11, 2000 on U.S. 27 South, Rome, Floyd County, Georgia, at the residence of Joseph Samuel Watkins, located at 671 Chulio Road, 706-802-0704 and at the residence of David Wayne Brown, located at 502 Burnett Ferry Road, 706-235-0790, and Timothy Mark Free, who is currently incarcerated at the Floyd County Jail. The above telephone numbers are being used to discuss the events relating to the murder of Isaac Dawkins. This belief is based on information that shows a pattern of criminal activity by Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown and this information has been gathered and accumulated since January 11, 2000 from the following resources:

1. Other police agencies and officers
2. Concerned citizens
3. "Intelligence informants" who have provided both corroborated and uncorroborated information which has been documented, but no arrests have ever resulted from said information to allow affiant to swear to the reliability of the information without further investigation.

4. Reliable source

IV.

On January 11, 2000 at 7:20pm, the Rome City Police were dispatched to U.S. 27 South, Floyd County, Rome, in reference to a vehicle accident. The victim in the vehicle was a white male by the name of Isaac Dawkins. Isaac Dawkins was transported to Floyd Medical Center.

Isaac Dawkins was at the hospital for approximately two hours before hospital personnel realized he had been shot one time in the back of the head. It was later learned that the type of weapon that was used was a 9mm pistol.

During the first part of March 2000, Inv. Stanley Sutton was assigned to assist the Rome City Police with the homicide investigation.

On March 7, 2000, Inv. Sutton met with Inv. Jim Moser, Rome City Police, and G.B.I. Agent James Garmon in reference to the death of Isaac Dawkins. Inv. Sutton learned that Isaac Dawkins, prior to his death, had problems with Joey Watkins, a white male, including verbal threats and physical incidents, stemming from both subjects dating Brianne Lindsey. Inv. Sutton has also learned that Joey Watkins was on the same highway on the same date and around the same time of the shooting of Isaac Dawkins.

After meeting with Inv. Moser, and Agent Garmon, Inv. Sutton reviewed the interview of Joey Watkins that was conducted by Inv. Mike Key, Rome City Police, on February 11, 2000 in reference to the death of Isaac Dawkins. As a result of the interview, Inv. Sutton applied for and received court authorization on March 8, 2000 allowing the Floyd County Police Department to obtain subscriber records containing all incoming and outgoing calls between the hours of 5:00pm

on January 10, 2000 through 5:00pm on January 16, 2000 on the accounts of Joseph Samuel Watkins and John L. Watkins. The telephone number is 706-506-1457. As a result of the court authorization, Airtouch Cellular Company supplied the requested items to Inv. Sutton of the Floyd County Police Department. Joey Watkins told Inv. Key that on January 11, 2000, he was in Alabama fishing all day with his uncle, Toby Garrison. Joey Watkins stated he left Alabama between 6:30 and 6:45pm. He said he arrived home between 6:45 and 7:00pm. He stated he called his girlfriend, Aislinn Hogue, about this time in Cedartown. He also stated that his girlfriend called him back at his residence and that Tim Hughes answered the telephone. According to Airtouch telephone records, Joey Watkins made a telephone call from his cell phone at 7:15pm. He called telephone number 770-748-1209. The Airtouch cellular tower known as the Kingston Tower picked the call up. This tower is located on the Bidly Road, .25 miles north of Rome off Highway 411 East.

During the interview with Inv. Key, Joey Watkins stated that he left his residence somewhere around 7:20pm to go to his girlfriend's house in Cedartown. As he was en route to Cedartown, the ambulance passed him on the interchange. However, on January 14, 2000, Inv. Moser called Johnny Watkins, the father of Joey Watkins. Johnny Watkins stated his son, Joey, could not have done that to Isaac because he was at home with him. He also said his wife, his daughter Tandy Watkins, and Tim Hughes were also there.

Floyd Medical Center records indicate the ambulance was dispatched from Floyd Medical Center to the Isaac Dawkins accident at 7:20pm. The ambulance arrived on the scene at 7:26pm. Rome City Police Officers arrived on the accident scene at 7:22pm, which is four minutes prior to the arrival of the ambulance. However, cell phone records indicate that Joey Watkins called his residence, which is telephone number 706-234-6596 at 7:21pm. This was one minute prior to the

arrival of police. This telephone call was picked up by the Rome tower. This tower is located at 626 Mt. Alto Road. During Joey Watkins' statement to Inv. Key, he told Inv. Key that the police were directing and slowing traffic down. Joey Watkins also told Inv. Key that he called his sister, Tandy Watkins, at home and told her that it looked like Isaac Dawkins' truck and that he might have had a wreck. Joey Watkins stated he told his sister that she might want to call Isaac Dawkins' sister. Tandy Watkins sister said, no, she wasn't calling her.

Cell phone records also indicate that Joey Watkins made the following telephone calls one minute after the accident was reported and they are as follows:

1. 7:21pm Joey Watkins called 706-234-6596 which is his residence.
2. 7:22pm Joey Watkins called 706-777-8725 which is his grandmother's residence. His grandmother's name is Linda Garrison. Her address is 4898 Blacks Bluff Road. This telephone call was picked up by the Rome tower, located at 626 Mt. Alto Road.
3. 7:23pm Joey Watkins called 256-422-3787 which is the Gaylesville Pitt Stop. This telephone call was picked up by the Turner McCall tower which is located at 85 East 12th Street SW.
4. 7:27pm Joey Watkins called 706-234-6596 which is his residence. This telephone call was picked up by the Turner McCall tower which is located at 85 East 12th Street SW.
5. 7:35pm Joey Watkins called 770-748-1209 which is the residence of his girlfriend, Aislinn Hogue. This call was picked up by the Cedartown tower, located at 938 Collard Valley Road, Cedartown, Georgia.

On March 13, 2000, Inv. Sutton interviewed Brianne Lindsey, 71 Jones Bend Road, the ex-girlfriend of Joey Watkins. She stated that Joey Watkins had a violent temper. She also stated that Joey Watkins has put a rifle to her head and threatened to kill her. This incident happened at Joey Watkins' former residence at 28 Parkwood Circle in the Eastdell Subdivision (he has since moved to 671 Chulio Road), while they were dating. Joey Watkins also made Brianne Lindsey wreck her vehicle, harassed her and her family at home, and harassed her at her job. He has also followed her, stalking her for months. Brianne Lindsey and her family filed a battery charge on Joey Watkins in the Magistrate Court in Floyd County. Judge Chris Mathis signed the warrant, 00-CW-01217, on January 14, 2000. The conditions of the bond were for Joey Watkins to stay away from and have no contact with Brianne Lindsey or any of her family.

On March 13, 2000, Inv. Sutton met Adam Elrod at the Golden Gallon on GA 20 West in reference to the suspect, Joey Watkins. Adam Elrod told Inv. Sutton that he had known Joey Watkins since the fourth grade. He told Sutton that he witnessed Joey Watkins pull a rifle on Delane Roach and Chad Redden at The Movies at Mt. Berry Square Mall on U.S. 27 North and threaten them because Delane Roach had dated Brianne Lindsey. Adam Elrod further stated that Joey Watkins had threatened him. He also told Inv. Sutton that he went to Cedartown, Georgia with Joey Watkins and that Joey Watkins bought a 9mm pistol from a white male off the street. Adam Elrod stated Joey Watkins bought the pistol approximately eight months ago, prior to the death of Isaac Dawkins. Adam Elrod was with Joey Watkins when he attempted to chase Isaac Dawkins down in a vehicle on Highway 140 in Floyd County a few months prior to the shooting of Isaac Dawkins.

In addition, Adam Elrod stated that he dropped Joey Watkins off on Jones Bend Road in Floyd County at the residence of Joey Watkins' ex-girlfriend, Brianne Lindsey, where Joey Watkins shot out Brianne's mother's windows in her vehicle using a sling shot. This incident occurred on September 12, 1999 between 1:00am and 9:00am. The victim, Terry Lovell, reported this to the Floyd County Police Department on September 12, 1999. See incident report 99-09-00238.

On April 2, 2000, Inv. Sutton interviewed Chad Redden in reference to Joey Watkins. Chad Redden stated he witnessed Joey Watkins pulling a gun on Delane Roach, a white male, at The Movies at Mt. Berry Square Mall on U.S. 27 North. Chad Redden stated that Joey Watkins pulled the gun on Delane Roach because he had been dating Brianne Lindsey. Chad Redden stated the incident occurred about a year and a half ago. Chad Redden also stated that Joey Watkins threatened him several times. Chad Redden was also dating Joey Watkins' ex-girlfriend, Brianne Lindsey. Chad Redden also told Inv. Sutton that on March 29, 2000, Joey Watkins and Tim Hughes pulled up beside him at the Texaco Station on U.S. 27 North and Joey Watkins told Chad Redden that if he would wait two months that he would get what was coming to him. Chad Redden also told Inv. Sutton that Joey Watkins told him that he would end up like Isaac Dawkins.

On June 21, 2000, Inv. Sutton interviewed Corey Jacobs, a white male, in reference to his knowledge of Isaac Dawkins. Corey Jacobs stated he overheard Joey Watkins talking to a crowd of people in The Home Depot parking lot off of Turner McCall Boulevard in Rome, Georgia. He heard Joey Watkins telling how they watched Isaac Dawkins get into his car and leave the college and followed him out into the highway and Joey Watkins pulled up beside Isaac Dawkins and the person in the vehicle with Joey Watkins shot Isaac Dawkins. Corey Jacobs stated he overheard Joey Watkins making this statement around mid-April 2000.

On June 29, 2000, Inv. Sutton talked with Tiffany Sledge concerning Isaac Dawkins. Tiffany Sledge worked with Joey Watkins at Bob Williams Dodge in Rome, Georgia. She told Inv. Sutton that sometime in November of 1999, Joey Watkins told her that he was going to "kill that son of a bitch Isaac Dawkins" if it was the last thing he did.

On August 18, 2000, Chief Free interviewed Aislinn Hogue at her residence in Cedartown. Aislinn Hogue stated to Chief Free that she started going with Joey Watkins about eleven months ago and at first he was very charming but now she describes Joey Watkins as psycho. She said that she recently broke up with Joey Watkins because he had become very possessive. She said that since she broke up with him, he has been following her and threatening her friends. She said that she had Jason Cheatwood in the car with her when Joey Watkins pulled around several cars and pulled up beside her. Joey Watkins told Aislinn Hogue to get out of the car and Joey Watkins jerked his shirt off like he wanted to fight Jason Cheatwood. Aislinn Hogue managed to get around Joey Watkins and headed for Kroger parking lot where some of her friends were parked and she asked Bradley Miller to block Joey Watkins so she could get away. Aislinn Hogue drove to Ronnie Worthington's house at 381 Booger Hollow Road.. Ronnie Worthington is Aislinn Hogue's cousin. Ronnie Worthington then drove Aislinn Hogue's car to her house and she rode with Robin Worthington, Ronnie Worthington's daughter, in Robin's car. Ronnie Worthington said that he met Joey Watkins on the Piedmont Highway and Joey Watkins turned around thinking he was Aislinn Hogue. Ronnie Worthington said that Joey Watkins ran up behind the car and was blowing the horn and flashing his lights.

When Ronnie Worthington and his daughter, Robin Worthington, left the Hogue house they called back and said that Joey Watkins was parked at the end of the road. A few minutes later Joey

Watkins came to Aislinn Hogue's house. James Hogue, Aislinn Hogue's father, was waiting on Joey Watkins and he told Joey Watkins not to come to the house again and not to call his daughter again. James Hogue and Joey Watkins exchanged words and James Hogue choked Joey Watkins down. James Hogue said another boy, named Shane, got out of the car with a beer bottle and James Hogue put him back in the car. James Hogue said that Joey Watkins was screaming "don't hurt me" but when he let Joey Watkins go, Joey Watkins drove down the road and stopped and yelled, "fuck you".

James Hogue and Sharon Hogue stated to Chief Free that the day Isaac Dawkins was killed, Joey Watkins was real hyper and nervous. Joey Watkins told Aislinn Hogue that he called his sister and told her Isaac Dawkins had a wreck. Sharon Hogue, Aislinn Hogue's mother, said that after Isaac Dawkins was killed, Joey Watkins started having trouble with his stomach. Aislinn Hogue also stated to Chief Free that Joey Watkins had threatened Aislinn Hogue's friend, Derrick Nichols.

On September 12, 2000, Inv. Sutton talked with Derrick Nichols by telephone. Derrick Nichols stated that Joey Watkins had threatened him by cell phone that he was going to whip his ass and told Derrick Nichols to meet him halfway between Rome and Cedartown at Floyd College.

The pattern of Joey Watkins was the same with his first girlfriend and her friends as it is with his present girlfriend in Cedartown and her friends.

On September 8, 2000, Capt. Ron Thomas with the Polk County Police Department, took out a warrant on Joey Watkins for stalking Aislinn Hogue. He was arrested on September 8, 2000 at his residence at 671 Chulio Road and transported to the Polk County Jail.

On August 22, 2000, Lt. Jimmy Jacks, of the Floyd County Sheriff's Department, called Inv. Sutton to come to the Floyd Co. Jail. Lt. Jacks stated to Inv. Sutton that there was an inmate that wanted to talk to Inv. Sutton about a murder case that Inv. Sutton was working. The inmate's name

is Todd Beckstine. He is a white male, thirty-four years of age. He is currently incarcerated at the Floyd County Jail for the misdemeanor offense of escape. He walked away from the Rome Diversion Center without permission. Inv. Sutton conducted an interview with Todd Beckstine at the jail. Todd Beckstine stated to Inv. Sutton that he was in G block with a guy by the name of Timothy Mark Free, who he had told that he had killed Isaac on College Road. Todd Beckstine further stated that Mark Free told him that he shot Isaac Dawkins twice with a 9mm pistol in the back of the head. Mark Free stated to Todd Beckstine that a friend of his, by the name of Joey Watkins, was with him and that Joey Watkins had picked Mark Free up earlier in the day in Joey Watkins' sister's (Tandy Watkins) car. Independent investigation by Inv. Moser shows that Tandy Watkins' vehicle is a late model, turquoise-colored, Pontiac Sunfire. They had flagged Isaac down and he had stopped off the roadway. Joey got out and went to the driver's side of Isaac Dawkins' vehicle. In turn, Mark Free walked to the passenger side of Isaac Dawkins' vehicle and fired twice. Both Mark Free and Joey Watkins, pushed Isaac's vehicle onto the roadway. Once Mark Free jumped back in the bed of Joey Watkins' pickup truck, Joey Watkins pushed Isaac's vehicle down the roadway. Isaac Dawkins' vehicle began to sway back and forth on the roadway, run completely off the roadway and wrecked into some trees. Mark Free stated to Todd Beckstine that he and Joey Watkins were hoping the vehicle would burn, but it did not. During Inv. Sutton's conversation with Todd Beckstine at the jail, Todd Beckstine further stated that Mark Free had told him that the detectives had picked him up from the jail around February and questioned him about the murder of Isaac Dawkins. Mark Free told Todd Beckstine that he called Joey Watkins from the jail by three-way, informing him about what the detectives were doing. This conversation between Todd Beckstine and Mark Free occurred around August 19 or 20, 2000.

After concluding the interview, Inv. Sutton realized that for Isaac Dawkins' vehicle to be pushed, the vehicle would have to be in neutral. On August 25, 2000, Inv. Sutton contacted Ricky Bray of Rabbit's Wrecker Service. Ricky Bray told Inv. Sutton that Isaac Dawkins' vehicle was in neutral when he began the towing process.

On August 25, 2000, Inv. Sutton and Capt. Tommy Shiflett, of the Floyd County Police Department, went back to the Floyd County Jail to interview Todd Beckstine concerning the Isaac Dawkins case. Todd Beckstine told Inv. Sutton and Capt. Shiflett that Joey Watkins and Mark Free went to Watkins car lot to get a white truck. That's the vehicle they used to do the shooting. He further stated that Mark Free told him that Joey Watkins got rid of the 9mm pistol that was used in this crime. Mark Free indicated to Todd Beckstine that Mark Free and Joey Watkins were close friends that grew up together. Mark Free stated to Todd Beckstine that he and Joey Watkins would go together and beat up guys that were flirting with their girlfriends. Todd Beckstine also stated that Mark Free had spoken with Joey Watkins within the past few days and stated that Joey Watkins had told Mark Free that five boys had jumped on him in Cedartown and he couldn't wait until Mark Free got out of jail because he wanted to "dust" some more people. Joey Watkins also told Mark Free that he wanted to use a shotgun. After the conversation ended between Mark Free and Joey Watkins, Mark Free told Todd Beckstine that Joey Watkins was a loose cannon and that he was going to get them busted.

On August 31, 2000, Inv. Sutton had Todd Beckstine transported to the Floyd County Police Department. Inv. Sutton conducted a taped interview with Todd Beckstine concerning Isaac Dawkins murder. Todd Beckstine informed Inv. Sutton that Friday night, August 25, 2000, Mark Free called Joey Watkins by a three-way telephone call. He called a guy by the name of David at his

residence. According to BellSouth subscriber information, three telephone calls were made from telephone number 706-236-9107, which is the pay phone located in G Block at the Floyd County Jail, to telephone number 706-235-0790, which is David Brown's residence. Independent investigation by members of the Floyd County Police Department shows that David is, in fact, David Brown. He resides at 502 Burnett Ferry Road and his telephone number is 706-235-0790. Upon calling David Brown at his residence, Mark Free gave Joey Watkins' telephone number to David Brown and David Brown called Joey Watkins' residence. Mark Free and Joey Watkins had a conversation on the telephone. Todd Beckstine stated that Mark Free was extremely nervous and paranoid and that he was going around reading everybody's outgoing mail, including Todd Beckstine's. Todd Beckstine stated to Inv. Sutton that apparently the police were shaking some people up, meaning the police were making some people nervous. Mark Free made three telephone calls on or about August 30, 2000. Todd Beckstine stated that by the way Mark Free was acting, one of the conversations had to be with Joey Watkins, but he couldn't swear to that. Todd Beckstine told Inv. Sutton that Mark Free would call David Brown's residence and talk with him and Joey Watkins by a three-way telephone call. Todd Beckstine also stated that Mark Free would call Joey Watkins' residence and talk to him about the Isaac Dawkins case. According to BellSouth subscriber information, two telephone calls were made on August 27, 2000 from telephone number 706-236-9207, which is the pay phone located in the G Block at the Floyd County Jail, to telephone number 706-235-0790, which is the David Brown residence. BellSouth subscriber information also indicates that on August 29, 2000, one telephone call was made from telephone number 706-236-9207, which is the pay phone located in the G Block at the Floyd County Jail, to telephone number 706-235-0790, the residence of David Brown. BellSouth subscriber information also shows that on September 18, 2000, three

telephone calls were made from telephone number, 706-236-9207 and 706-236-9264, which are both pay phones located in the G Block at the Floyd County Jail, to telephone number 706-802-0704, which is the residence of Joey Watkins, located at 671 Chulio Road, Rome, Georgia and to telephone number 706-235-0790, which is the residence of David Brown, 502 Burnett Ferry Road, Rome, Georgia. Todd Beckstine stated that Mark Free had called Joey Watkins and told him about the police questioning him. This occurred around February 2000.

On September 1, 2000 and September 20, 2000, Inv. Sutton applied for and received court authorization allowing the Floyd County Police Department to obtain all local calls originating from telephone numbers 706-236-9207, 706-235-9962, 706-236-9107, and 706-236-9264 and terminating at telephone numbers 706-802-0704 and 706-235-0790, beginning on August 13, 2000 and continuing through to September 30, 2000.

BellSouth subscriber information indicates that fifteen calls were made from one of the four pay phones located in G Block at the Floyd County Jail to the telephone number, 706-235-0790, which is the residence of David Brown, located at 502 Burnett Ferry Road. In addition, BellSouth subscriber information indicates that three calls from the pay phones of G Block at the Floyd County Jail were made to telephone number 706-802-0704, which is the residence of Joey Watkins, located at 671 Chulio Road.

On August 30, 2000, Inv. Sutton interviewed Paul Allen, who is a friend of Joey Watkins'. Paul Allen stated that in the past Joey had threatened him and shot at him twice, once when Paul Allen was 15 years old and the other incident was about one and a half years ago. Both incidents occurred at Joey Watkins' home. Paul Allen further stated he was with Isaac Dawkins on Georgia Highway 140 in Floyd County when Joey Watkins chased them in a vehicle. Joey Watkins had

several guys in the vehicle with him. The car chase was in the summer of 1999.

On September 12, 2000, Inv. Sutton interviewed Ronald Wayne Vines. Ronald Vines told Inv. Sutton that he had several run-ins with Joey Watkins and Mark Free in the past. He stated he was at the Mall on U.S. 27 North over a year ago and Joey Watkins and Mark Free were calling him names, cussing him and Joey Watkins struck Ronald Vines in the back of the head with his fist. There was also an incident on Turner McCall Boulevard, in Rome, Georgia. A vehicle pulled up beside Ronald Vines and the occupants were yelling and screaming. Ronald Vines pulled over and stopped. The vehicle pulled over and it was Mark Free and Joey Watkins. They accused Ronald Vines of shooting them a bird. Ronald Vines stated that he did not shoot them a bird. Joey Watkins pulled a shotgun out and pointed it at Ronald Vines and the other guy that was with him. They both jumped back in Ronald Vines' vehicle and left. There was another incident on Turner McCall Boulevard, in Rome, Georgia, that occurred on August 25, 2000. On this date, Ronald Vines called the Rome City Police Department and made a report that Joey Watkins pulled up along side him in traffic on Turner McCall Boulevard and hung out the window and pointed his hand at Ronald Vines like a pistol and stated he was going to kill him.

On September 25, 2000 Inv. David Reeps learned that Inv. Moser had interviewed Wayne Benson in reference to the Isaac Dawkins murder. Inv. Reeps has known Wayne Benson personally for the last twenty years. On this date, Inv. Reeps called Wayne Benson at his residence and took the following statement from Wayne Benson. On January 11, 2000, Wayne Benson was traveling north on U.S. 27 South. As he approached the camper lot, which is located on the east side of Highway 27, approximately 2.5 tenths of a mile south of Walker Mountain Road, Wayne Benson stated that he observed a small blue car which cut in front of him and ran up behind a white pickup

truck that was in front of both vehicles. As the small blue car approached the white pickup truck, the driver of the white pickup truck applied his brakes. As he applied his brakes, the small blue car veered to the right and to the outside lane with the vehicles weaving together side by side as they went through the intersection of Walker Mountain and U.S. 27 South. After going through the intersection, Wayne Benson did not see the vehicles again until he reached the area of Profiles. At this time Wayne Benson observed the white pickup truck cross the median and then cross in the northbound lanes, running off on the west shoulder becoming airborne. During this time Wayne Benson observed sparks and debris coming from the vehicle. Wayne Benson immediately pulled off onto the east shoulder and called 911 before crossing the highway to check on the driver. He stated that "when it all first started I thought it was a jealous boyfriend or girlfriend after one another".

On September 27, 2000 Affiant received information from G.B.I. Agent James Harris. Agent Harris stated that Todd Beckstine was an inmate in the Walker County Jail around November 1998. He was in a holding cell between Christy Crider and Glenda Brown. Both women were charged with murder. Agent Harris said that the two women used Todd Beckstine as a go-between. Todd Beckstine gathered information about the murder that the two women committed and furnished the information to Agent Harris. Agent Harris stated that Todd Beckstine gave agents information that the agents already knew about the murder, but the information that he gave proved to be true and accurate. Agent Harris also stated that Todd Beckstine gave additional information about the murder, but agents were able to corroborate the information that was given. Christy Crider pleaded to life in prison without parole and Glenda Brown went to trial and was convicted according to District Attorney Chris Arnt of the Lookout Mountain Judicial Circuit.

What?
Why hold
men?
together
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on
purpose...

V.

Affiant believes that normal investigative techniques have failed or are likely to be of no avail for the following reasons:

1. Through normal interviews and investigations, affiant was unable to discern any undisputable facts to establish sufficient evidence to warrant successful prosecution.
2. There is only a limited amount of forensic evidence such as, fingerprints, ballistics, and other trace evidence.
3. Even though a confidential informant has been named, he fears for his safety while in incarcerated at the Floyd County Jail with Timothy Mark Free. It is Affiant's belief, based on his experience and common sense, that the confidential informant will cease to be a source of information while in custody due to fear for his safety.
4. It is affiant's belief that friends, associates, and other witnesses are reluctant to reveal any more information, either out of fear, intimidation, or loyalty.
5. There are no other witnesses to the actual crime nor to statements made by the above named suspects known to Affiant at the time of this Affidavit.

VI.

The purpose of this electronic surveillance is to determine to what extent Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown, whose telephones will be surveilled, is involved in the murder of Isaac Dawkins to develop a case on Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown.

Affiant anticipates interception of specific information as it relates to the murder of Isaac Dawkins. Such information is unobtainable through a confidential informant or other investigative

methods for reasons previously detailed in paragraph V.

Affiant believes conversations authorized for interception will include discussions between Joseph Samuel Watkins and Timothy Mark Free and/or David Wayne Brown relating to the murder of Isaac Dawkins.

VII.

An independent investigation by affiant shows that Joseph Samuel Watkins resides at 671 Chulio Road, Rome, Floyd County, Georgia, and David Wayne Brown resides at 502 Burnett Ferry Road, Rome, Floyd County, Georgia, and Timothy Mark Free presently resides at the Floyd County Jail.

Further independent investigation shows that 706-802-0704 is subscribed to by John Watkins at 671 Chulio Road SE, Rome, Floyd County, Georgia, who is the father of Joseph Samuel Watkins, who presently resides with his parents at the above address.

Investigation shows that 706-235-0790 is subscribed to by Linda Mann at 502 Burnett Ferry Road SW, Rome, Floyd County, Georgia, who is the mother of David Wayne Brown, who presently resides with his mother at the above address.

VIII.

Affiant states that he has no knowledge of any previous application, made to any judge, for authorization to intercept or for approval of interceptions of oral communications involving any of the persons, facilities or places specified in this Affidavit other than court orders obtained by Affiant through Judge Robert Walther, Superior Court Judge of Floyd County, pertaining to local toll records from the Floyd County Jail, cell block G, and the local toll records of 706-235-0790 and 706-802-0704.

IX.

Affiant shows that it is necessary, in order to overhear, intercept, and record conversations of the aforementioned persons concerning the aforesaid offenses, to use and employ certain devices, instruments, and apparatus, to wit:

A telephone line attached through a transfer device known as a "slave unit" directly to the terminal box of telephone number including but not limited to, 706-802-0704, Rome, Floyd County, Georgia. Wherein the lines to said telephone are run, then to the main telephone connecting trunk lines, thence to a listening post located at 5 Government Plaza, Rome, Floyd County, Georgia and attached at this location to a companion transfer device which enables a dial up connection to be made between the telephone lines and telephone number, including but not limited to 706-802-0704 and there to a digital number recording device, tape recorders, and electronic monitoring devices, said devices to be activated and begin recording whenever the above mentioned telephone or its extension are removed from their cradles and to automatically cease recording upon the return of said telephone or its extension to said cradles.

X.

It is Affiant's belief that in order to properly investigate the above described crime, authorization to conduct electronic surveillance and intercepts should not cease upon the seizure of the first incriminating conversation. Rather, said authorization should be continuing in nature to fully investigate the murder of Isaac Dawkins as it relates to Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown.

XI.

Affiant believes that the exigencies of the investigation overcome and override the need for

giving notice of electronic surveillance of Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown, or others possibly known or unknown, due to Affiant's experience that those being intercepted would cease using the telephone at the locations described in paragraph IX of this Affidavit.

XII.

Affiant makes this Affidavit for the information and use of Tami Colston, District Attorney, Rome Judicial Circuit, to be attached, annexed and incorporated into her Petition for an Investigative Warrant requesting authorization for officers to overhear, intercept, and record conversations between Joseph Samuel Watkins, Timothy Mark Free, and David Wayne Brown as they relate to the murder of Isaac Dawkins.

This _____ day of September, 2000.

Stanley Sutton, Affiant
Investigator
Floyd County Police Department

Sworn to and subscribed before me
this ____ day of September, 2000
at _____ o'clock ___ m.

Superior Court Judge
Rome Judicial Circuit