

JUN 15 2023

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STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

APPLICATION FOR SEARCH WARRANT

I, Angela C Evans, a licensed peace officer in the State of Minnesota, make an application to this Court for a warrant to search the premises described below, for the property and thing(s) described below.

I know the content of this application and affirm that the statements contained in this application are true based on my own knowledge, or are believed to be true.

I believe that the following described property and thing(s), namely:

All exterior surveillance video for the time period of March 24, 2023 through March 31, 2023.

is or are at the premises described as:

**Altra Federal Credit Union
526 Orrin Street
Winona, Minnesota**

located in city or township of Winona, County of Winona, State of Minnesota.

I apply for a search warrant on the following grounds:

- The property or things above-described constitutes evidence which tends to show a crime has been committed, or tends to show that a particular person has committed a crime.

The facts establishing the grounds for issuance of a search warrant are as follows:

Affiant's Background

Your affiant is a licensed peace officer and has been a licensed peace officer in the State of Minnesota since August 1996. Your affiant has worked for the Winona Police Department in various capacities for the past 26 years, including patrol officer, evidence technician, and is currently an investigator assigned to the Criminal Investigation Division. Your affiant has worked in her current capacity since September 2012. Your affiant has investigated this case, discussed this case and reviewed reports of other officers about this case and believes the following to be true, and to constitute probable cause sufficient to support the requested search.

Nature of Investigation

March 31, 2023

At approximately 8:20pm on Friday, March 31, 2023 the Winona Police Department took a report of a missing person. The reporting party ("Reporting Party") indicated that they were best friends with Madeline Jane Kingsbury (Date of Birth: June 1, 1996), who she had not had contact with all day, which she characterized as unusual. Reporting Party went to Kingsbury's residence and did not get an answer to her knocks at the door at 465 Kerry Drive, located in the City of Winona, Winona County, Minnesota. Reporting Party also informed officers that she was aware that Kingsbury was having issues with her significant other, Adam Taylor Fravel (Date of Birth: January 29, 1994).

Officers did not get an answer to knocks at Kingsbury's door and noted that there were no lights on inside. Officers then spoke with Kingsbury's dad who reported not having had any contact with her throughout the day, explaining that as odd.

Officers also spoke with Fravel via phone. Fravel said he had not heard from Kingsbury since earlier that morning. He reported that Kingsbury was supposed to pick up their children from daycare after she got off of work, however, she did not show up so he went to pick them up. After picking up the children he and the kids went to his parents' residence in Mabel, Fillmore County, Minnesota.

Officers gained access to Kingsbury's apartment and verified that she was not there and noted that the apartment did not look disturbed.

April 1, 2023

On April 1, 2023 Kingsbury's mother and sister ("Sister") came to the Winona County Law Enforcement Center to report that there had still not been any contact with Kingsbury, which was extremely out of character for her. Sister said that she had texted Kingsbury Friday morning and that Kingsbury replied at 8:15am with a response that is typical of Kingsbury. Sister reports sending a second text to her at 8:23am, which went unanswered. Sister said that she and Kingsbury communicated with one another multiple times a day.

They informed officers that Kingsbury and Fravel were in the process of splitting up, however, they were still living together. They said that the first night that Fravel hadn't stayed at their joint residence on Kerry Drive was March 31, 2023.

Kingsbury reportedly told Fravel earlier in the week that she no longer wanted to continue with the plans they had to move closer to his parents and change the childrens' daycare, rather, she was going to stay in Winona, keep the children with her and at the daycare they

were currently attending and that she was looking for an apartment. It was also known to Fravel, and others, that Kingsbury was currently seeing someone else.

They reported that Fravel was very emotionally abusive and controlling over Kingsbury. He insisted that she was not allowed to speak with her new boyfriend while he was around and demanded to see all text messages between the two of them. Kingsbury told Sister that Fravel had told her, "if you don't listen you'll end up like Gabby Petito".

Officers learned that Kingsbury had also told Reporting Party that Fravel told her, "if you don't listen you'll end up like Gabby Petito".

Gabrielle "Gabby" Petito was reported missing on September 11, 2021 after not returning from a months-long cross-county trip with her significant other, a case which garnered significant, nation-wide media coverage. Her remains were later located in a national park in Wyoming and it was determined that her death was a homicide. The person of interest in that case was her significant other.

Officers spoke with the childrens' daycare provider ("Daycare Provider"). She reported that Kingsbury and Fravel dropped the children off together Friday morning, and they arrived in the van, which is typically driven by Kingsbury. She told officers that Kingsbury is the one who typically picks up the children at the end of the day, but that Fravel will if Kingsbury can't. She explained that Fravel arrived to pick up the children at their normal pick-up time. When asked, Daycare Provider said that she never contacted Fravel, or anyone, in reference to Kingsbury not arriving to pick up the children because Fravel picked them up at their regularly scheduled time. Daycare Provider said that when Fravel showed up to get the children they asked where their mother was. She said that he never answered their question, rather he just said, "we're going to Grandma's house". A review of the daycare provider's ring camera shows both Kingsbury and Fravel arrive at 8:03am to drop off the kids and Fravel arrive alone to pick up the kids at 4:21pm.

Reporting Party reported that her significant other (Witness #1) is very close friends with Fravel. Witness #1 and Fravel communicated via text about Kingsbury being missing. Witness #1 reports Fravel as being very frustrated that law enforcement was involved so quickly since he had seen her Friday morning. Witness #1 shared screenshots of his conversation with Fravel from Friday, March 31, 2023, which is detailed, in part, below

- Fravel 9:37pm – "I talked to the police. Who or what prompted you guys to go check at the house? I'm so confused, she hasn't been gone for a day yet so I'm not freaking out but everyone else is"
- Fravel 9:42pm – "So Katie called the police?"
- Fravel 9:44pm – "She was leaving for Farmington in the morning"

- Witness #1 9:45pm – “Yes she did. Weird that no one can get ahold of her.”
- Fravel 9:46pm – “Wow that’s a little out of bounds of Katie. It hasn’t even been 24 hrs and I saw her this morning”
- Witness #1 9:48pm – “Not really when no one has heard from her most of the day. Apparently no one was able to reach you either to at least know you’ve heard from her. You can’t blame people for being worried man.”
- Fravel 10:04pm – “Nobody tried to reach me at all until 7pm which was Megan so idk what you mean by that”
- Fravel 10:04pm – “I get being worried. But nobody asked me anything so it’s like wtf lol”

An investigator spoke with Kingsbury’s work supervisor (“Supervisor”) who reported that Kingsbury works at the office on Mondays and Fridays, however, she did not show up for work on March 31, 2023. Supervisor said that Kingsbury did not contact anyone to let them know she was not coming in to work, which Supervisor said was out of character for Kingsbury. The IT department at Kingsbury’s place of employment reported to investigators that Kingsbury last logged into her work system at 7:44am on Friday, March 31, 2023 and had not logged back in after it timed out, which it would have done in the time it took for them to drop the children off at daycare at 8:03am.

Family also told investigators that a friend (“Friend”) of Kingsbury’s reports that, a couple weeks ago Kingsbury visited Friend in the hospital and told her that if something ever happened to her, “it was Adam”.

Pings of Kingsbury’s phone on April 1, 2023 reported GPS coordinates of 44.05627, -91.691015, which is the tower located at Service Drive and Sebo Steet in Winona, with an accuracy of a 4043 meter radius. Investigators located Kingsbury’s phone at her residence during the execution of a search warrant later on April 1, 2023.

Investigators spoke with Fravel on April 1, 2023. Fravel told investigators that he and Kingsbury dropped their children off at daycare and returned home together. Fravel told investigators he played on his laptop in the living room while Kingsbury had breakfast in the kitchen. Fravel reports having left the Kerry Drive residence at approximately 10:30am, at which time he left in Kingsbury’s van to move boxes and totes of belongings to his parents’ residence, located at 42227 County Road 18, Mabel, Minnesota. According to Fravel, during the trip to his parents’ residence he realized he had brought the wrong load of belongings and when he got to Choice, Minnesota, he turned around and returned to his Kerry Drive residence, approximating his arrival at about noon. Later, Fravel picked up his children from daycare and drove to his parents’ residence in his 2015 Chrysler 200 sedan, bearing MN

license plates ABN466.

Pursuant to a search warrant, a Minnesota Bureau of Criminal Apprehension (BCA) agent completed a forensic extraction of Fravel's Apple iPhone on April 1, 2023, and found text messages sent from Fravel to Kingsbury, relevant to the timing of his travel, detailed below. At no time did Kingsbury reply to the messages.

- March 31, 2023 10:29am – Fravel to Kingsbury – “Got gas in van and stuff ready to go. Gonna leave soon. When do you have to leave?”
- March 31, 2023 10:29am – Fravel to Kingsbury – “You just gonna stay home?”
- March 31, 2023 1:33pm – Fravel to Kingsbury – “Umm I’m back and my car is still here? You get a ride or something?”

A review of the forensic extraction also revealed that certain tracking applications and location services after March 30, 2023 had been disabled.

iPhones and iCloud connected devices can keep track of locations the devices have recently been, as well as how often that device visited those locations, in order to learn places that are significant to the user. A user can delete their significant location history at any time. Fravel's only significant location listed was the location of his children's daycare.

Investigators executed search warrants for the production of records from Fravel's cell phone provider for geolocation information and found that Fravel's phone last recorded geolocation information on March 30, 2023. Geolocation services can be turned on or off by the user at any time.

Based on the information detailed above, your affiant believes that Fravel went to great lengths to conceal the locations that he visited or traveled after March 30, 2023.

Pursuant to a consent search, investigators conducted a forensic extraction of Boyfriend's cell phone. A review of that phone revealed communications between Kingsbury and Boyfriend detailed, in part, below

- March 25, 2023
 - o Kingsbury – “He knows”
 - o Kingsbury – “I’m sorry”
 - o Boyfriend – “It’s okay. Did you tell him?”
 - o Kingsbury – “Yes he was asking what was wrong and I can’t keep lying”

- o Kingsbury – “He doesn’t know we’ve slept together”

March 28, 2023

- o Kingsbury – “you feel okay about Adam knowing that we have been a bit involved? I should have asked you first before I said anything I just was super overwhelmed in the moment”

Investigators and BCA agents executed a search warrant at Kingsbury’s residence on Kerry Drive and her Chrysler Town and Country van and did not locate her or any obvious signs of a struggle or foul play.

April 2, 2023

During an interview of Fravel on April 2, 2023, regarding Kingsbury’s disappearance, Fravel told investigators that he is “infatuated” with the Gabby Petito case.

In reviewing the publically viewable information on Fravel’s Facebook account, the intro section reads the following:

- “Studied Computer Science and Engineering at Winona State University”
- “Studied Web Design and Software Development at Minnesota State College Southeast Tech”
- “From Mabel, Minnesota”

A Winona Police Department sergeant spoke with Reporting Party. Reporting Party told the sergeant that Kingsbury had told her that she couldn’t deal with this any longer and asked Reporting Party to take care of her children. Reporting Party doesn’t know what happened to Kingsbury. Reporting Party wondered aloud if Kingsbury could have done something like jumped off a bridge, checked herself in to a mental health facility or left for a while. Reporting Party told the sergeant that she recalled Fravel with an older cell phone with a cracked screen and two pop-sockets on the back.

Pursuant to a search warrant, investigators placed a GPS tracking device on Fravel’s Chrysler 200 vehicle in an attempt to track his travels to see if they would lead to Kingsbury’s location. Data obtained from the GPS tracking device did not lead to the recovery of Kingsbury.

April 4, 2023

Investigators reviewed surveillance video from March 31, 2023 at Kwik Trip, located at 375 Cottonwood Drive in Winona, Minnesota, which is the closest gas station to the Kerry Drive

residence, at .3 miles. While reviewing the video, Investigators found a blue van, matching Kingsbury's vehicle, at the pumps at 10:02am. The rear license plate on the van was MN ABN466, which is the license plate for Fravel's Chrysler 200 sedan. A male subject matching Fravel's description was seen pumping gas in the van.

It should be noted that when investigators located Kingsbury's van at her Kerry Drive residence on both March 31, 2023 and April 1, 2023, it had plates belonging to her vehicle on it with areas around the bolts that hold the plate to the vehicle that were clean and clear of dirt, when the remainder of the plate was dirty.

Also of note is that Fravel's vehicle, when viewed by law enforcement, had plates belonging to his vehicle on it.

April 14, 2023

On April 14, 2023, an officer reviewed portions of surveillance camera video from Altra Federal Credit Union ("Altra"), located at 526 Orrin Street, in Winona. The officer noted the following

- A van matching the description of Kingsbury's Chrysler Town and Country, was seen on multiple exterior cameras of the building, heading westbound, at approximately 8:11am
- At approximately 4:14pm and 4:15pm two different vehicles matching the description of Fravel's Chrysler 200 sedan, were seen traveling eastbound past the bank

May 2, 2023

Altra allowed law enforcement to view the video mentioned immediately prior, however, they required a search warrant to release the video. Therefore, on May 2, 2023, investigators served Altra with a search warrant and gathered video. When reviewing the video gathered, investigators found that the only video received were clips pertaining specifically to the notations of the specific sightings detailed above, and not the entire day's footage.

May 19, 2023

On May 19, 2023 your affiant served AT&T with a search warrant for the production of records for GPS location data pertaining to Fravel's Chrysler 200. AT&T responded, indicating that no records were located, which would suggest that Fravel's vehicle is not equipped with that particular technology.

June 6, 2023

Madeline Kingsbury remains missing as of 9:00am.

Based on my training and experience, perpetrators of homicide, kidnapping and/or false imprisonment may:

- use vehicles to search out and/or locate areas in which to conceal or dispose of a body or evidence ahead of time;
- transport deceased or detained individuals to and from various locations in order to hide or dispose of a body or person;
- return to disposed bodies to further destroy evidence or further conceal a body;
- use vehicles to transport evidence away from the initial crime scene to destroy evidence;
- use vehicles for transportation to purchase items to aid in concealing and/or destroying evidence; and
- use vehicles to avoid detection of their actions by law enforcement.

Your affiant is aware that there are only two avenues of ingress and egress from the neighborhood in which Kingsbury and Fravel resided on Kerry Drive. One of those avenues converges on, via four different streets/highways, at Altra Federal Credit Union, which must be passed to come and go on the east. Your affiant knows from experience that Altra has surveillance cameras covering each of the streets/highways in which a vehicle would need to travel to get to or from Kingsbury and Fravel's Kerry Drive residence.

Your affiant is requesting video for the time period of March 24, 2023 through March 31, 2023 in an effort to track Fravel's patterns, movements and determine his whereabouts during that timeframe in an effort to locate Kingsbury or other evidence related to Kingsbury's disappearance. Altra has preserved the video but is requesting a search warrant to release it to law enforcement.

(End of Page)

I request a search warrant be issued, commanding Angela C Evans, a peace officer of the State of Minnesota, and any other authorized person, to enter and search between the hours of 7 a.m. and 8 p.m. to search the above described premises for the described property and thing(s), and to seize and keep said property and thing(s) in custody until dealt with according to law.

I declare under penalty of perjury that everything stated in this document is true and correct.

Applicant: Angela C Evans

Winona Police Department

Electronically Signed

06/06/2023 9:15 AM

Winona County, Minnesota

STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

SEARCH WARRANT

TO: ANGELA C EVANS, A PEACE OFFICER OF THE STATE OF MINNESOTA.

WHEREAS, Angela C Evans has this day on oath made an application to this Court for a warrant to search the following described premises :

**Altra Federal Credit Union
526 Orrin Street
Winona, Minnesota**

located in city or township of Winona, State of Minnesota for the following described property and thing(s):

All exterior surveillance video for the time period of March 24, 2023 through March 31, 2023.

WHEREAS, the application of Angela C Evans was duly presented and read by the Court, and being fully advised in the premises.

NOW, THEREFORE, the Court finds that probable cause exists for the issuance of a search warrant upon the following ground(s):

- The property or things above-described constitutes evidence which tends to show a crime has been committed, or tends to show that a particular person has committed a crime.

The court further finds that probable cause exists to believe that the above-described property and thing(s) is or are at the above-described premises

(End of Page)

NOW, THEREFORE, you Angela C Evans, peace officer of the State of Minnesota, and any other authorized person, are hereby commanded to enter and search between the hours of 7 a.m. and 8 p.m., to search the above-described premises, for the described property and thing(s), and to seize and keep said property and thing(s) in custody until dealt with according to law.

BY THE COURT

ISSUED ON: 06 June, 2023

Judicial Officer: Mary C. Leahy

Judge of District Court

Electronically Signed

06/06/2023 9:49 AM

STATE OF MINNESOTA, COUNTY OF Winona COURT

RECEIPT, INVENTORY AND RETURN

I, Inv. Andy Mohan, received the attached search warrant
issued by the Honorable Mary Leahy on 6-6 20 23
and have executed it as follows:

Pursuant to said warrant, on 6-9 20 23 at 1010 o'clock Am,
I searched the (premises) (motor vehicle) (Person) described in said warrant, and left a true and correct copy of said warrant
(with) (in) (at)

Nikki Mades, Assistant Office Manager
Altra Federal Credit Union

I took into custody the property and things listed below (attached and identify additional sheet if necessary)

- Samsung Portable SSD 7 external storage device

(Strike when appropriate)

(I left a receipt for the property and things listed above with a copy of the warrant)

(None of the items set forth in the search warrant were found)

(I shall (retain) or (deliver) custody of said property as directed by Court order)

Inv. Andy Mohan, being first duly sworn upon oath, deposes and says
that he has read the foregoing receipt, inventory and return and the matters stated are true and correct, except as to such
matters stated therein on information and belief, and as to those, he believes them to be true.

Subscribed and sworn to before this

9th day of June, 20 23

Hannah Hilton Winona
Notary Public County MN

My commission expires 1/31/28



Hannah K. Hilton
Signature