

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY  
COURT NO. 3

23730 SHORTLY RD.  
Georgetown, DE 19947  
(302)856-1445

DISPOSITION RECORD

STATE OF DELAWARE

vs

PERRY A TOWNSEND

Court Case #: 1703015067  
Summons/Ticket #: 003206AWS  
Date of Arrest : 03/24/2017  
Complaint #: 9717000471

OFFENSE: DISC SOL MATER  
TITLE: 07 SECTION: 6025  
CHARGE: 1 OF 3

Court: JUSTICE OF THE PEACE COURT 03  
Date of Plea: 03/24/2017  
Disposition Date: 03/24/2017

Plea: GUILTY  
Disposition: GUILTY  
Reason: GUILTY PLEA

SENTENCE - FINANCIALS:

VCF : \$90.00  
VRF : \$0.00  
PD : \$0.00  
→ FINE: \$500.00  
COST: \$35.00  
RESTITUTION: \$0.00  
DNREC: \$0.00  
SENIOR TRUST:  
AMBULANCE FUND:

SUBSTANCE ABUSE: \$0.00 # 500.00 Fine  
VIDEOPHONE : \$1.00  
ALC : \$0.00 + court costs  
DELJIS FEE : \$1.00  
COURT FEE : \$10.00  
TRANS FEE : \$0.00  
POLICE FUND : \$15.00 # 652.00

I, RICHARD D COMLY, Justice of the Peace of the State of Delaware, do hereby certify that the above and foregoing is a true and correct copy of the judgement rendered in the above-captioned case, as is of record in the Justice of the Peace Court automated criminal case management system.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said Court this 13 day of April, 2017.

RICHARD D COMLY

\_\_\_\_\_  
Justice of the Peace

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY  
COURT NO. 3

23730 SHORTLY RD.  
Georgetown, DE 19947  
(302) 856-1445

DISPOSITION RECORD

STATE OF DELAWARE

VS

PERRY A TOWNSEND

Court Case	#:	1703015067	OFFENSE:	DISC SOL MATER
Summons/Ticket	#:	003206AWS	TITLE:	07 SECTION: 6025
Date of Arrest	:	03/24/2017	CHARGE:	2 OF 3
Complaint	#:	9717000466		

Court:	JUSTICE OF THE PEACE COURT 03	Plea:	GUILTY
Date of Plea:	03/24/2017	Disposition:	GUILTY
Disposition Date:	03/24/2017	Reason:	GUILTY PLEA

SENTENCE - FINANCIALS:

VCF : \$270.00	SUBSTANCE ABUSE: \$0.00	<i>\$ 500.00 Fine</i>
VRF : \$0.00	VIDEOPHONE : \$1.00	
PD : \$0.00	ALC : \$0.00	<i>+ Court costs</i>
FINE: \$500.00	DELJIS FEE : \$1.00	
COST: \$35.00	COURT FEE : \$10.00	
RESTITUTION: \$0.00	TRANS FEE : \$0.00	
DNREC: \$0.00	POLICE FUND : \$15.00	<i>\$ 652.00</i>
SENIOR TRUST:		
AMBULANCE FUND:		

I, RICHARD D COMLY, Justice of the Peace of the State of Delaware, do hereby certify that the above and foregoing is a true and correct copy of the judgement rendered in the above-captioned case, as is of record in the Justice of the Peace Court automated criminal case management system.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said Court this 13 day of April, 2017.

RICHARD D COMLY

\_\_\_\_\_  
Justice of the Peace

See additional page(s) for sentencing details.

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY  
COURT NO. 3

23730 SHORTLY RD.  
Georgetown, DE 19947  
(302) 856-1445

DISPOSITION RECORD

STATE OF DELAWARE

VS

PERRY A TOWNSEND

Court Case #: 1703015067  
Summons/Ticket #: 003206AWS  
Date of Arrest : 03/24/2017  
Complaint #: 9717000471

OFFENSE: SOLID WASTE VIO  
TITLE: 07 SECTION: 6003  
CHARGE: 3 OF 3

Court: JUSTICE OF THE PEACE COURT 03  
Date of Plea: 03/24/2017  
Disposition Date: 03/24/2017

Plea: GUILTY  
Disposition: GUILTY  
Reason: GUILTY PLEA

SENTENCE - FINANCIALS:

VCF : \$63.00  
VRF : \$0.00  
PD : \$0.00  
→ FINE: \$350.00  
COST: \$35.00  
RESTITUTION: \$0.00  
DNREC: \$0.00  
SENIOR TRUST:  
AMBULANCE FUND:

SUBSTANCE ABUSE: \$0.00  
VIDEOPHONE : \$1.00  
ALC : \$0.00  
DELJIS FEE : \$1.00  
COURT FEE : \$10.00  
TRANS FEE : \$0.00  
POLICE FUND : \$15.00

Fine \$350.00  
+ Court Costs  
\$475.00

I, RICHARD D COMLY, Justice of the Peace of the State of Delaware, do hereby certify that the above and foregoing is a true and correct copy of the judgement rendered in the above-captioned case, as is of record in the Justice of the Peace Court automated criminal case management system.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said Court this 13 day of April, 2017.

RICHARD D COMLY

\_\_\_\_\_  
Justice of the Peace

See additional page(s) for sentencing details.

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY  
COURT NO. 3

DISPOSITON RECORD  
EXTENDED DISPOSITION COMMENT (S)

STATE OF DELAWARE

Vs

PERRY A TOWNSEND

Court Case #: 1703015067

CHARGE: 2 OF 3

Extended Disposition Comments:

1. COMMUNITY SERVICE-TO CLEAN UP TRASH AT THE SWAMP ROAD  
SITE. 2. MAY BE DISCHARGED FROM PROBATION WHEN THE DUMP  
SITE ON SWAMP ROAD IS CLEANED UP.

I, RICHARD D COMLY, Justice of the Peace of the State of Delaware, do hereby certify that the above and foregoing is a true and correct copy of the judgement rendered in the above captioned case, as is of record in the Justice of the Peace Court automated criminal case management system.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said Court this 13 day of April, 2017.

RICHARD D COMLY

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Justice of the Peace

Adult Complaint and Warrant  
In the Justice of the Peace Court  
In and for the  
State of Delaware

State of Delaware vs. **PERRY A. TOWNSEND**

I, M/CPL HAMLETT (19711) of DNREC-ENVIRONMENTAL CRIMES UNIT, do hereby state under oath or affirmation, to the best of my knowledge, information and belief that the above-named accused violated the laws of the State of Delaware by committing criminal acts in Sussex county on or about the date, or dates, and at or about the location, or locations, as indicated in Exhibit A hereto attached and made a part hereof.

Wherefore, your affiant prays that the above-named accused may be forthwith approached and held to answer this complaint consisting of **3** charges, and to be further dealt with as the law directs.

X

Affiant

Sworn to and subscribed to before me this 23rd day of March AD, 2017.

Judge/Commissioner/Court Official

(To be completed by the Judge/Commissioner/Court Official)

- A. \_\_\_\_\_ The crime was committed by a child.  
B. \_\_\_\_\_ A misdemeanor was committed against a child.  
C. \_\_\_\_\_ A misdemeanor was committed by one family member against another family member.  
D. \_\_\_\_\_ Other: Explain \_\_\_\_\_

Warrant

To any constable or other authorized person:

Whereas, the foregoing complaint consisting of **3** charges, having been made, as listed in Exhibit A which is attached hereto and incorporated herein, and having determined that said complaint has been properly sworn to and having found that there exists probable cause for the issuance of process, based upon the affidavit of probable cause which is attached hereto and incorporated herein as Exhibit B, you are hereby commanded in the name of the State of Delaware, to take **PERRY A. TOWNSEND** accused, and bring same before

**JUSTICE OF THE PEACE COURT 02, FORTHWITH, to answer said charges**

GIVEN UNDER MY HAND, this 23rd day of March AD, 2017.

Judge/Commissioner/Court Official

Executed on \_\_\_\_\_ by \_\_\_\_\_

Case Number: **17 03 015067** Warrant Number: **97 17 000026** Arrest Number:

**Exhibit A**

Charge Sequence: 001      Police Complaint Number: 97 17 000471   Arrest Number:

Charge: **Cause or contribute to the disposal or discharge of solid waste materials**

In Violation of 07 Del.C. § 6025 000b M

Location: Beaver Dam RD - Frankford, 19945

TO WIT: PERRY A TOWNSEND, on or about the 10th day of March, 2017, in the County of Sussex County, State of Delaware, did cause or contribute to the disposal or discharge of solid waste materials.

Charge Sequence: 002      Police Complaint Number: 97 17 000466   Arrest Number:

Charge: **Cause or contribute to the disposal or discharge of solid waste materials**

In Violation of 07 Del.C. § 6025 000b M

Location: Swamp RD - Frankford, 19945

TO WIT: PERRY A TOWNSEND, on or about the 9th day of February, 2017, in the County of Sussex County, State of Delaware, did cause or contribute to the disposal or discharge of solid waste materials.

Charge Sequence: 003      Police Complaint Number: 97 17 000471   Arrest Number:

Charge: **Transportation, Storage, or Collection of Solid Waste W/O Permit**

In Violation of 07 Del.C. § 6003 00A4 M

Location: Beaver Dam RD - Frankford, 19945

TO WIT: PERRY A TOWNSEND, on or about the 10th day of March, 2017, in the County of Sussex County, State of Delaware, did transport solid waste material in a commercial capacity and discard same on the property of [REDACTED] Kennel Road Frankford, De 19945.

**Exhibit B**

Also Known As:

Date of Birth/Age: **08/12/1961 (55)**

Sex: **Male**

Race: **White**

Eye Color: **Brown**

Hair Color: **Brown**

Height: **5'08"**

Weight: **256 lbs**

Driver's License: **DE - 0334227**

Social Security Number:

Address: **221 W MAHOGANY PL  
RD 1 BOX 168  
FRANKFORD, DE 19945**

Next of Kin, Address, Employer  
**LABEL BENDER  
DAGSBORO, DE 199390000  
Phone: 3025399440**

Phone:

Employer:

**(302) 362-6198**

Date and Times of Offense: **Between 02/09/2017 at 1530 and 03/10/2017 1440**

Location of Offense: **Beaver Dam RD - Frankford, 19945**

1. YOUR AFFIANT IS A SWORN POLICE OFFICER WITH THE DELAWARE NATURAL RESOURCES POLICE, ENVIRONMENTAL CRIMES UNIT, AND HAS BEEN A SWORN POLICE OFFICER IN THE STATE OF DELAWARE SINCE 2006.
2. YOUR AFFIANT ON 03/10/17 1440 WAS DISPATCHED A DUMPING COMPLAINT INVOLVING A LARGE ILLEGAL DUMP SITE ON KENNEL ROAD IN FRANKFORD, DE 19945
3. YOUR AFFIANT AFTER CONTACTING THE REPORTING PARTY FROM THE SUSSEX COUNTY CONSTABLES OFFICE LEARNED THAT THERE WAS LARGE ILLEGAL DUMP SITE AT [REDACTED] KENNEL ROAD.
4. YOUR AFFIANT ON 03/15/17 MADE CONTACT WITH [REDACTED] VIA PHONE, THE CARETAKER OF THE PROPERTY, AND BROTHER TO THE OWNER. YOUR AFFIANT WAS GIVEN PERMISSION TO GO ON THE PROPERTY TO LOOK FOR EVIDENCE OF WHO WAS DUMPING ON THE PROPERTY.
5. YOUR AFFIANT ON 03/16/17 AT APPROX. 1130 HOUR ARRIVED AT [REDACTED] KENNEL ROAD FRANKFORD, DE 19945 AND OBSERVED/PHOTOGRAPHED THE LARGE TRASH PILE. YOUR AFFIANT WENT THROUGH SOME OF THE BAGS AND FOUND MAIL BELONGING TO [REDACTED] NURSE 3088 HICKORY MANOR ROAD FRANKFORD, DE 19945; JEREMIAH HANDY 30244 FRANKFORD SCHOOL ROAD FRANKFORD, DE 19945; SANDRA M HANDY AND JANIE C HANDY 39720 WASHINGTON AVE SELBYVILLE, DE 19975

\_\_\_\_\_  
Affiant

Sworn to and subscribed to before me this 23rd day of March AD, 2017.

\_\_\_\_\_  
Judge/Commissioner/Court Official

6. YOUR AFFIANT MADE CONTACT WITH **DONNA M. PURSE** AT APPROX. 1210 HOURS AT **HICKORY MANOR ROAD FRANKFORD, DE 19943**. SHE ADVISED YOUR AFFIANT THAT A **MAVERICK** WAS LIVING AT THE KENNEL ROAD RESIDENCE AND WAS CHARGING PEOPLE TO DUMP TRASH ON THE SITE. SHE STATED THAT THERE WERE CONSTRUCTION COMPANY'S, LANDSCAPING COMPANIES, AND OTHERS THAT WERE PAYING TO DUMP ON THE PROPERTY.

7. YOUR AFFIANT THEN MADE CONTACT WITH **TEREMIAH HANDEY** AT APPROX. 1230 HOURS AT **244 FRANKFORD SCHOOL ROAD FRANKFORD, DE 19943**. AFTER BEING ADVISED OF THE COMPLAINT AND HIS MAIL BEING FOUND ON THE SITE, **HANDEY** EXPLAINED THAT HE PAID A PERRY TOWNSEND \$50 TO TAKE HIS TRASH. **HANDEY** STATED THAT TOWNSEND DRIVES A DARK FORD TRUCK.

8. AFTER DEVELOPING PERRY TOWNSEND AS A SUSPECT, YOUR AFFIANT CONDUCTED A DELJIS SEARCH, AND FOUND THAT TOWNSEND LIVED AT **101 SYLVAN VILL DRIVE DAGSBORO, DE 19939**.

9. YOUR AFFIANT ALONG WITH OFFICER REBECCA SCHUMAN RESPONDED TO **101 SYLVAN VILL DRIVE DAGSBORO, DE 19939** ON 03/21/17 AT APPROX. 0950 HOURS IN AN ATTEMPT TO MAKE CONTACT WITH SUSPECT TOWNSEND. THE SUSPECT WAS NOT HOME AND YOUR AFFIANT LEFT A NOTE FOR THE SUSPECT ON A GREEN F150 DE **101 SYLVAN VILL DRIVE DAGSBORO, DE 19939** WHICH WAS PARKED IN THE DRIVEWAY.

10. UPON VIEWING THE F150 IN THE DRIVEWAY, YOUR AFFIANT OBSERVED THAT IT HAD TWO DIFFERENT TYPES OF WHEELS ON DRIVERS SIDE WHICH FIT THE DESCRIPTION OF A SUSPECT VEHICLE IN ANOTHER DUMPING ON SWAMP ROAD AND BLUEBERRY LANE, COMPLAINT NUMBER 97-17-000466. YOUR AFFIANT PHOTOGRAPHED THE TRUCK.

11. ON 03/10/17 AT 0852, YOUR AFFIANT CONDUCTED MAINTENANCE ON A SURVEILLANCE TRAIL CAMERA AT THE INTERSECTION OF SWAMP ROAD AND BLUEBERRY LANE WHICH WAS PLACED AT THAT LOCATION FOR THE SPECIFIC PURPOSE OF ILLEGAL DUMPING. YOUR AFFIANT RETURNED TO THE SITE AND OBSERVE THE DUMPED CONTENTS WHICH CONSISTED

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Affiant

Sworn to and subscribed to before me this 23rd day of March AD, 2017.

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Judge/Commissioner/Court Official



OF BURNED MATERIAL/TRASH.

12. YOUR AFFIANT AFTER CONDUCTING MAINTENANCE REVIEWED THE SD CARD YOUR AFFIANT OBSERVED A GREEN FORD 150 WITH TWO WHITE MALES DUMP THE CONTENTS OF WHAT APPEARED TO BE A BURN BARREL. THE GREEN F150 HAD TWO DIFFERENT TYPES OF WHEELS ON THE DRIVERS SIDE; THE FRONT DRIVERS SIDE WHEEL APPEARED TO BE AN ALUMINUM TYPE WHEEL, AND THE REAR WAS A STANDARD BLACK WHEEL.

13. YOUR AFFIANT CONDUCTED A RECORDED INTERVIEW WITH SUSPECT TOWNSEND AT THE SUSSEX NATURAL RESOURCE POLICE OFFICER IN THE STOCKLEY CENTER. DURING THE INTERVIEW, THE SUSPECT ADVISED THAT HE DID DUMPED THE CONTENTS OF A BURNING BARREL ON SWAMP ROAD NEAR BLUEBERRY LANE. HE THEN ADVISED YOUR AFFIANT THAT HE "HAULS JUNK", AND SOMETIMES TRASH AND CHARGES PEOPLE TO DO SAME. HE STATED THAT HE DID PICK UP THE TRASH FROM [REDACTED] ON FRANKFORD SCHOOL ROAD AND PLACE IT ON THE KENNEL ROAD PROPERTY. HE STATED THAT HE AT TIMES HAD DISCARDED TRASH ON THE KENNEL ROAD PROPERTY BUT THAT HE WAS CHARGED BY [REDACTED] TO DUMP AT THE LOCATION.

14. YOUR AFFIANT EXPLAINED TO TOWNSEND THAT HE WAS REQUIRED TO HAVE A PERMIT TO HAUL SOLID WASTE/TRASH IN THE STATE OF DELAWARE IN A COMMERCIAL CAPACITY AS PER DELAWARE SOLID WASTE REGULATIONS 1301. YOUR AFFIANT ALSO EXPLAINED HE VIOLATED DELAWARE CODE TITLE 7 6025 000B WHEN HE DISCARDED/DUMPED TRASH ON THE KENNEL ROAD PROPERTY.

Affiant: M/CPL HAMLETT (19711) of DNREC-ENVIRONMENTAL CRIMES UNIT

<b>Victims:</b>	<b>Date of Birth</b>	<b>Relationship Victim to Defendant</b>
SOCIETY/PUBLIC		Victimless Crime
SOCIETY/PUBLIC		Victimless Crime

\_\_\_\_\_  
Affiant

Sworn to and subscribed to before me this 23rd day of March AD, 2017.

\_\_\_\_\_  
Judge/Commissioner/Court Official

CRIMINAL JUSTICE INFORMATION SYSTEM  
CASE HISTORY

DATE 04/13/17

PAGE: 2

UNIFORM CASE #: 1703021608 ARREST DATE: 03/30/2017  
COURT LOCATION: SUSSEX COUNTY COURT OF COMMON ARREST AGENCY: DNREC-ENVIRONMENTAL  
OFFENDER NAME: DANNY L AVERITT  
ADDRESS: 34084 KENNEL ROAD ARREST #: 003493AWS  
FRANKFORD DE 19945 COMPLAINT #: 9717000471

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04/13/17 1:00PM CJPJCP56 J3 CJPWJAC KP3QCJOP 1703021608

Bail — \$150.00 unsecured

Arraignment at Sussex County Court of  
Common Pleas

April 24, 2017  
at 12:30 pm

Adult Complaint and Warrant  
In the Justice of the Peace Court  
In and for the  
State of Delaware

State of Delaware vs. **DANNY L. AVERITT**

I, M/CPL HAMLETT (19711) of DNREC-ENVIRONMENTAL CRIMES UNIT, do hereby state under oath or affirmation, to the best of my knowledge, information and belief that the above-named accused violated the laws of the State of Delaware by committing criminal acts in Sussex county on or about the date, or dates, and at or about the location, or locations, as indicated in Exhibit A hereto attached and made a part hereof.

Wherefore, your affiant prays that the above-named accused may be forthwith approached and held to answer this complaint consisting of **1** charge, and to be further dealt with as the law directs.

X

Affiant

Sworn to and subscribed to before me this 30th day of March AD, 2017.

Judge/Commissioner/Court Official

(To be completed by the Judge/Commissioner/Court Official)

- A. \_\_\_\_\_ The crime was committed by a child.  
B. \_\_\_\_\_ A misdemeanor was committed against a child.  
C. \_\_\_\_\_ A misdemeanor was committed by one family member against another family member.  
D. \_\_\_\_\_ Other: Explain \_\_\_\_\_

Warrant

To any constable or other authorized person:

Whereas, the foregoing complaint consisting of **1** charge, having been made, as listed in Exhibit A which is attached hereto and incorporated herein, and having determined that said complaint has been properly sworn to and having found that there exists probable cause for the issuance of process, based upon the affidavit of probable cause which is attached hereto and incorporated herein as Exhibit B, you are hereby commanded in the name of the State of Delaware, to take **DANNY L. AVERITT** accused, and bring same before

**JUSTICE OF THE PEACE COURT 02, FORTHWITH, to answer said charge**

GIVEN UNDER MY HAND, this 30th day of March AD, 2017.

Judge/Commissioner/Court Official

Executed on \_\_\_\_\_ by \_\_\_\_\_

Case Number: **17 03 021608** Warrant Number: **97 17 000031** Arrest Number:

State of Delaware vs. **DANNY L. AVERITT**

Case Number: 17 03 021608

**Exhibit A**

Charge Sequence: 001      Police Complaint Number: 97 17 000471    Arrest Number:

Charge: **Transportation, Storage, or Collection of Solid Waste W/O Permit**

In Violation of 07 Del.C. § 6003 00A4 M

Location: Beaver Dam RD - Frankford, 19945

TO WIT: DANNY LEE AVERITT, on or about the 10th day of March, 2017, in the County of Sussex County, State of Delaware, did charge various subject money to discard/dump solid waste materials on the property of **34084 Kennel Road Frankford, De 19945** for approx. 3 1/2 to 4 years.

**Exhibit B**

Also Known As:

Date of Birth/Age: **04/07/1972 (45)**

Eye Color: Hair Color:

Driver's License: **DE - 0972749**

Sex: **Male**

Race: **White**

Height: Weight:

Social Security Number:

Address: **1084 KENNEL RD**

Phone: **(302) 396-7066**

Employer:

Date and Times of Offense: **Between 03/10/2017 at 1440 and 03/10/2017 1440**

Location of Offense: **Seaver Dam Rd, Frankford, DE 19945**

**Alias Names:**

**DANNY L. AVERITT II**

**DANNY L. AVERITT 2ND**

1. YOUR AFFIANT IS A SWORN POLICE OFFICER WITH THE DELAWARE NATURAL RESOURCES POLICE, ENVIRONMENTAL CRIMES UNIT, AND HAS BEEN A SWORN POLICE OFFICER IN THE STATE OF DELAWARE SINCE 2006.

2. YOUR AFFIANT ON 03/10/17 1440 WAS DISPATCHED A DUMPING COMPLAINT INVOLVING A LARGE ILLEGAL DUMP SITE ON KENNEL ROAD IN FRANKFORD, DE 19945

3. YOUR AFFIANT AFTER CONTACTING THE REPORTING PARTY FROM THE SUSSEX COUNTY CONSTABLES OFFICE LEARNED THAT THERE WAS LARGE ILLEGAL DUMP SITE AT **1084 KENNEL ROAD**.

4. YOUR AFFIANT ON 03/15/17 MADE CONTACT WITH **GARY BALDWIN** VIA PHONE, THE CARETAKER OF THE PROPERTY, AND BROTHER TO THE OWNER. YOUR AFFIANT WAS GIVEN PERMISSION TO GO ON THE PROPERTY TO LOOK FOR EVIDENCE OF WHO WAS DUMPING ON THE PROPERTY.

5. YOUR AFFIANT ON 03/16/17 AT APPROX. 1130 HOUR ARRIVED AT **1084 KENNEL ROAD** FRANKFORD, DE 19945 AND OBSERVED/PHOTOGRAPHED THE LARGE TRASH PILE. YOUR AFFIANT WENT THROUGH SOME OF THE BAGS AND FOUND MAIL BELONGING TO **TONNA M. ROSE**, **ESSIE HICKORY MANOR**, FRANKFORD, DE 19945; **FRIMMIE H. HANDE**, FRANKFORD SCHOOL ROAD FRANKFORD, DE 19945; **ANDRAME HANDE** AND **ANIEC HANDE**, **29720 WASHINGTON AVE**, SELBYVILLE, DE 19975.

\_\_\_\_\_  
Affiant

Sworn to and subscribed to before me this 30th day of March AD, 2017.

\_\_\_\_\_  
Judge/Commissioner/Court Official

6. YOUR AFFIANT MADE CONTACT WITH [REDACTED] AT APPROX. 1210 HOURS AT [REDACTED] HICKORY MANOR ROAD FRANKFORD, DE 19945. SHE ADVISED YOUR AFFIANT THAT A DANNY AVERITT WAS LIVING AT THE KENNEL ROAD RESIDENCE AND WAS CHARGING PEOPLE TO DUMP TRASH ON THE SITE. SHE STATED THAT THERE WERE CONSTRUCTION COMPANY'S, LANDSCAPING COMPANIES, AND OTHERS THAT WERE PAYING TO DUMP ON THE PROPERTY.

7. YOUR AFFIANT THEN MADE CONTACT WITH [REDACTED] AT APPROX. 1230 HOURS AT [REDACTED] FRANKFORD SCHOOL ROAD FRANKFORD, DE 19945. AFTER BEING ADVISED OF THE COMPLAINT AND HIS MAIL BEING FOUND ON THE SITE, HANDY EXPLAINED THAT HE PAID A PERRY TOWNSEND \$50 TO TAKE HIS TRASH. HANDY STATED THAT TOWNSEND DRIVES A DARK FORD TRUCK.

8. AFTER DEVELOPING [REDACTED] AS A SUSPECT YOUR AFFIANT CONDUCTED A RECORDED INTERVIEW WITH SUSPECT [REDACTED] AT THE SUSSEX NATURAL RESOURCE POLICE OFFICE IN THE STOCKLEY CENTER. DURING THE INTERVIEW, THE SUSPECT ADVISED THAT HE DID DUMPED THE CONTENTS OF A BURNING BARREL ON SWAMP ROAD NEAR BLUEBERRY LANE. HE THEN ADVISED YOUR AFFIANT THAT HE "HAULS JUNK", AND SOMETIMES TRASH AND CHARGES PEOPLE TO DO SAME. HE STATED THAT HE DID PICK UP THE TRASH FROM [REDACTED] ON FRANKFORD SCHOOL ROAD AND PLACE IT ON THE KENNEL ROAD PROPERTY. HE STATED THAT HE AT TIMES HAD DISCARDED TRASH ON THE KENNEL ROAD PROPERTY BUT THAT HE WAS CHARGED BY "DANNY" TO DUMP AT THE LOCATION.

9. YOUR AFFIANT ON 03/28/17 CONDUCTED A RECORDED INTERVIEW WITH SUSPECT DANNY LEE AVERITT D.O.B. 04/07/1972 AT THE SUSSEX NATURAL RESOURCE POLICE OFFICE IN THE STOCKLEY CENTER. AFTER READING AVERITT HIS MIRANDA WARNING, HE ADVISED THAT HE BEEN PERMITTING SUBJECTS, [REDACTED], [REDACTED], AND LANDSCAPING COMPANIES TO DUMP VARIOUS SOLID WASTE MATERIALS ON THE PROPERTY ON KENNEL ROAD FOR MONEY. HE ADVISED THAT HE BEEN CHARGING [REDACTED] "10 OR 20 DOLLARS, DEPENDS ON WHAT HE HAD ON THERE", AND [REDACTED] SUBJECT FROM EXPERT TREE SERVICES "\$50 FOR MULCH AND \$75 FOR LOGS". AVERITT STATED THAT HE STARTED CHARGING

\_\_\_\_\_  
Affiant

Sworn to and subscribed to before me this 30th day of March AD, 2017.

\_\_\_\_\_  
Judge/Commissioner/Court Official

SUBJECTS TO DUMP ON THE PROPERTY APPROX. 3 1/2 TO 4 YEARS AGO.

10. YOUR AFFIANT HAD MADE CONTACT WITH **DAVID PERREGO**, A SENIOR ENVIRONMENTAL COMPLIANCE SPECIALIST FOR THE DNREC DIVISION OF WASTE AND HAZARDOUS SUBSTANCES, AND ADVISED HIM OF THE COMPLAINT. YOUR AFFIANT SPOKE WITH HIM ABOUT THE LARGE SITE AND THAT SUBJECTS WERE BEING CHARGED TO DISCARD SOLID WASTE. PERREGO STATED THAT IT FIT IN TO THE DEFINITION OF A SOLID WASTE/DISPOSAL FACILITY WHICH WAS NOT PERMITTED.

Affiant: M/CPL HAMLETT (19711) of DNREC-ENVIRONMENTAL CRIMES UNIT

Victims:	Date of Birth	Relationship Victim to Defendant
SOCIETY/PUBLIC		Victimless Crime

\_\_\_\_\_  
Affiant

Sworn to and subscribed to before me this 30th day of March AD, 2017.

\_\_\_\_\_  
Judge/Commissioner/Court Official