

File No. _____

STATE OF NORTH CAROLINA

SEARCH WARRANT

Lincoln County

In The General Court Of Justice
District/Superior Court Division

IN THE MATTER OF

North Brook Rest Home
1611 North Brook III School Road, Vale, NC 28168

2024 SEP 16 8:53

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

Name Of Applicant
Sergeant Derek Toney

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

Name Of Additional Affiant(s)

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

This Search Warrant is issued upon information furnished under oath or affirmation by the person(s) shown.

Date Received 9-9-24 Time Received 2:30 AM PM

Date Executed 9-10-24 Time Executed 12:56 AM PM

I made a search of 1611 North Brook III School Rd. Vale, NC

Date Issued 9-9-24 Time Issued 2:30 AM PM Name (type or print) Sarah Kirby-Turner Signature [Signature]
 Deputy CSC Assistant CSC CSC Magistrate District Ct. Judge Superior Ct. Judge

_____ as commanded.

NOTE: When issuing a search warrant, the issuing official must retain a copy of the warrant and warrant application and must promptly file them with the clerk. G.S. 15A-245(b).

I seized the items listed on the attached inventory.
 I did not seize any items.
 This Warrant WAS NOT executed within forty-eight (48) hours of the date and time of issuance and I hereby return it not executed.

This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.

Name Of Officer Making Return (type or print)
D. Toney

Date _____ Time _____ AM PM Name Of Magistrate (type or print) _____ Signature Of Magistrate _____

Signature Of Officer Making Return
[Signature]

This Search Warrant was returned to the undersigned clerk on the date and time shown below.

Department Or Agency Of Officer CC50 Incident Number 200002140028

Date 09/10/24 Time 8:40 AM PM Name Of Clerk (type or print) Lacey Ange Signature Of Clerk [Signature]
 Dep. CSC Asst. CSC CSC

Original - File Copy - For Search of a Person, to Person from Whom Items Taken
Copy - For Search of Vehicle/Premises, to Owner or Person in Apparent Control; if No Such Person Present, Leave Copy Affixed Thereon

IN THE MATTER OF:
NORTH BROOK REST HOME
1611 NORTH BROOK III SCHOOL ROAD, VALE
NORTH CAROLINA 28168

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT

ATTACHMENT I- ITEMS TO BE SEIZED

Blood, hair, fiber(s), bloodstains, fingerprints, footwear impressions, DNA evidence, clothing, natural or manmade fiber(s), human remains, firearms, ammunition, fired or unfired casings, knives, or any other weapon that could constitute an unspecified homicide, bloodstained clothing, handwritten documents/diary, vehicles and any property to show ownership or domain of the property, any property to show identification or, and all evidence that may relate to the unspecified homicide.

Electronic storage devices such as phones, cameras, memory cards, USB devices, VHS recorders and/or VHS tapes, CDs/DVDs, point and shoot camera(s), and/or newspaper clippings, that may hold evidence of the incident or person(s) involved.

Any or all documentation or files, including but not limited to medical, residential, employee and/or personnel files related to Russell Bradley Underhill, any known or unknown associate(s) or cotenants of Russell Bradley Underhill.

Any or all patient documentation noting residency on or about February 14, 2000.

Any or all documentation noting ownership, responsibility, employment, and/or keeper of grounds for Carolina Health Care and/or North Brook Rest Home or any other known or unknown locations owned/operated by Roy Dedmon and/or Connie Dedmon.

Any or all employment records from Carolina Health Care and/or North Brook Rest Home.

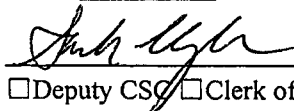
Any or all vehicle(s), records of vehicles owned, registered to and/or operated by Roy Dedmon, Connie Dedmon, Lizzie Grace Dedmon Foster, Sarah Gwen Dedmon Caple, AnnaLee Victoria Dedmon Ramirez, Russell Underhill, and/or Doris Cahallan.

Any items or articles that could reasonably be related to this case and considered of evidentiary value.

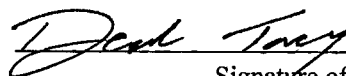
Any or all items that may be related to the disappearance and unspecified homicide of Asha Jaquilla Degree.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024



Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge



Signature of Applicant

IN THE MATTER OF:
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Continue onto Howard Lingerfelt Rd. Turn right onto N Hebron Church Rd. Turn left onto Northbrook III School Rd. 1611 North Brook III School Road will be located on the left (directions derived from Google Earth).

The establishment is a brick structure with white window trim. A "U" shaped driveway is located on the front/east side of the building. The structure has a covered area also located on the front/east side.

Lincoln County NC GIS indicates Roy L Dedmon and Connie E Dedmon as the owners of 1611 North Brook III School Road, Vale, North Carolina 28168.

The parcel number of this address is 11928 and is approximately 4.794 acres.

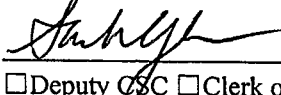
Additional areas to be searched are all curtilages, along with any other buildings, sheds or outbuildings.

Furthermore, to be searched are any vehicles located on the property, to include abandoned and/or belonging to persons located on the property at the time of the search.

Additional locations to be searched include any safes, locked boxes, locked containers, and/or any other locked areas. Investigators need to be able to use any force necessary to gain entry to such devices.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024



Deputy C.S.C. Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge


Signature of Applicant

IN THE MATTER OF:
NORTH BROOK REST HOME
1611 NORTH BROOK-HH SCHOOL ROAD, VALE-
NORTH CAROLINA 28168

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT

ATTACHMENT III: STATEMENT OF PROBABLE CAUSE AFFIDAVIT:

The request for this search warrant is submitted based on the following evidence and credentials. The Affiant, Sergeant Derek Toney, has been a sworn Law Enforcement Officer with Cleveland County Sheriff's Office since 2012. From 2012 to 2014, the Affiant was assigned to the Patrol Division as a patrol deputy. The daily operations with the Sheriff's Office Patrol Division included the following: the service of misdemeanor and felony warrants, investigation of crimes, enforcement of traffic laws, and all other calls for service. From 2014-2016 the Affiant was assigned to the Narcotics Division on the Community Interdiction Team. The Affiant's daily operations included the following: recognition and enforcement of narcotic laws, investigation of narcotic/vice complaints, patrolling high crime/high drug areas, drafting and service of various types of search warrants.

From 2016 to 2018 the Affiant served as a Field Training Officer on the Patrol Division within the Sheriff's Office. The Affiant's daily tasks include the training of newly sworn Sheriff's Deputies on state law and departmental policy. From 2018 to 2023 the affiant served as a Narcotics Investigator, the Affiant's daily operations included the following: recognition and enforcement of narcotic laws, investigation of narcotic/vice complaints, undercover operations, managing confidential informants, and conducting controlled buys of illegal narcotics through the use of confidential informants or undercover officers. In 2023 the affiant was promoted to the rank of Sergeant and assigned to the Criminal Investigation Division. The affiant's daily operations include the supervision of the investigation into crimes against persons, property crimes, and other crimes, which may include the recovery and/or identification of evidence indication an association between a suspect and victim.

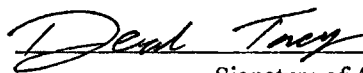
The Affiant has an associate in applied science degree in the field of Criminal Justice. The Affiant has over 1800 law enforcement training hours and some of the Affiant's relevant training include: Narcotics Investigator Schools, Police Law Institute, Drug Recognition training, Clandestine Laboratory Safety, Managing Confidential Informants, General Criminal Investigations, and training courses specific to murder and sexual assault.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024



Deputy OSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge



Signature of Applicant

IN THE MATTER OF:
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1611 NORTH BROOK HI SCHOOL ROAD, VALE --
NORTH CAROLINA 28168

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FOR SEARCH WARRANT

The information contained within this affidavit is based upon information the affiant has gained from this investigation, the affiant's personal observations, training, and experience, and/or information relayed to the affiant by other law enforcement officers and/or agents. Since this affidavit is being submitted for the limited purpose of securing a search warrant, the affiant has not included each and every fact known to him concerning this investigation.

The Affiant swears to the following facts to establish probable cause for the issuance of a search warrant:

The information received during the course of this investigation is discussed in this affidavit and is believed to be true and accurate by Sergeant Derek Toney of the Cleveland County Sheriff's Office.

1. On February 14, 2000, 9-year-old Asha Jaquilla Degree, went missing from her home in Shelby, North Carolina. Asha Degree was seen by drivers walking along North Carolina Highway 18 in Shelby, North Carolina. Asha Degree was seen being pulled into a 1970's green Lincoln, Thunderbird, or another similar vehicle. Asha Jaquilla Degree has not been seen since that time.

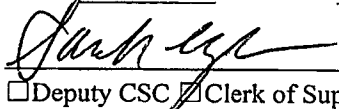
2. On August 2, 2001, evidence belonging to Asha Degree was located in Burke County, NC, on the side of Highway 18, approximately 21 miles north of where Asha Degree was last seen. A construction crew working in the area located the evidence double bagged in black trash bags and turned it over to the Cleveland County Sheriff's Office.

3. The search for Asha continued for approximately two weeks after she was reported missing, which included searches that utilized Tracking and HRD (Human Remains Detection) K9's, horses, ATV's, dive teams, aerial searches, neighborhood canvasses, and interviews, which included Law Enforcement and multiple community members/volunteers. All efforts during the two-week search concluded with negative results in finding Asha.

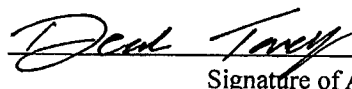
4. Numerous items of evidence were collected from the area; some having been identified as belonging to Asha Degree and other items not belonging to Asha Degree.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024



Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge



Signature of Applicant

IN THE MATTER OF:
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NORTH CAROLINA 28168

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT

5. Various items of evidence were sent for analysis. Two of those items returned evidentiary results. Genealogical data narrowed the samples down to two (2) individuals. One sample belonged to Russell Bradley Underhill. Another sample belonged to a hereditary family member of suspects Roy Lee Dedmon and Connie Elliott Dedmon.

6. Investigators determined Russell Bradley Underhill lived in at least two (2) facilities operated by Roy Lee Dedmon and Connie Elliott Dedmon, during the time Asha Degree was reported as a missing person.

7. Investigators obtained Underhill's medical records. Documentation dated June 4, 1999, noted Connie Elliott Dedmon as Admin. for Cleveland Health Care, and documented directions on medication administration for Underhill. Medical records verified Underhill resided at Cleveland Health Care on January 24, 2000, and June 19, 2000. Further medical records indicated Underhill's school resource person listed as Roy Lee Dedmon, dated June 19, 2000. A document from Gaston Lincoln Area Mental Health Screen Form documented Underhill's residence as Cleveland Health Care, dated June 19, 2000. A Gaston, Cleveland, Lincoln Medical Healthcare Services Consent Form documented Roy Lee Dedmon as Underhill's Emergency Contact, date unknown. An additional medical record indicated Roy Lee Dedmon as Underhill's emergency contact, dated June 18, year unknown.

8. Investigators discovered upon the closure of Cleveland Health Care in 2002, Roy Lee Dedmon and Connie Elliott Dedmon opened an assisted living facility under the name of North Brook Rest Home, located in Vale, North Carolina. Prior to his death in 2004, Underhill was a resident of North Brook Rest Home.

9. Interviews were conducted with Roy Dedmon and Cleveland Heath Care/North Brook Rest Home employee, Doris Callahan, indicated both Dedmon and Callahan knew and associated with Russell Bradley Underhill.

10. On February 21, 2024, Investigators conducted surveillance at North Brook Rest Home. During the surveillance, Investigators noted two (2) green vehicles, stationary behind North Brook Rest Home, in a wooded area.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024

Josh Ujh

Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge

Deal Teney

Signature of Applicant

IN THE MATTER OF:
NORTH BROOK REST HOME
1611-NORTH-BROOK III-SCHOOL ROAD, VALE
NORTH CAROLINA 28168

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11. Laboratory analysis of collected DNA samples indicated the likelihood that the hair stem sample from Asha Degree's undershirt is a person genetically identical to the DNA standard collected from AnnaLee Victoria Dedmon Ramirez. AnnaLee Victoria Dedmon Ramirez is a hereditary family member (daughter) of Roy Lee Dedmon and Connie Elliott Dedmon.
12. Roy Dedmon and Connie Elliott Dedmon share three (3) children in common, identified as Lizzie Grace Dedmon Foster, Sarah Gwen Dedmon Caple and AnnaLee Victoria Dedmon Ramirez.
13. Interviews with known associates of Roy Dedmon and Connie Dedmon indicate the Roy Lee Dedmon family have no connections or ties to Asha Degree.
14. Asha Degree has remained missing for twenty-four (24) years, without any contact with her family and/or friends. There have been no school records pertaining to Asha Jaquilla Degree since her date of disappearance, February 14, 2000.
15. Asha Degree's bookbag and clothing (wrapped in two sealed black plastic garbage bags) were located along Highway 18 South near Morganton, North Carolina (Burke County), seventeen (17) months after Asha Jaquilla Degree was last seen on February 14, 2000.
16. Harold, Iquilla and O'Bryant Degree (Parents/brother of Asha Jaquilla Degree) have been interviewed numerous times, and/or polygraphed. All information pertaining to and obtained from Asha Degree's immediate and extended family indicates her family does not know her whereabouts nor have had any type of contact with her since her disappearance 24 years ago.
17. Based on technological advancements, social media platforms and Genealogical innovations, information can be obtained from anywhere in the world. These breakthrough concepts make communication to and verification of individuals virtually probable. No communication and/or verification of Asha Degree or her whereabouts have been made since February 14, 2000.
18. Based on these findings, Investigators believe Asha Degree is a victim of homicide, with her body concealed.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2028

[Signature]

Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge

[Signature]

Signature of Applicant

IN THE MATTER OF:
NORTH BROOK REST HOME
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19. On February 14, 2000, the ages of the three (3) common Dedmon children would have been: Lizzie Grace Dedmon Foster (16 years of age), Sarah Gwen Dedmon Caple (15 years of age), and AnnaLee Victoria Dedmon Ramirez (13 years of age).

20. Roy Dedmon and Connie Dedmon are the two common links between the profiles of Russell Bradley Underhill and AnnaLee Victoria Dedmon Ramirez collected and identified, from Asha Degree's undershirt and the trash bag which contained Asha Degree's bookbag.

21. Due to the ages of Roy Dedmon and Connie Dedmon's three daughters in the year of 2000, Investigators believe adult assistance from Roy Dedmon and Connie Dedmon would have been necessary in the execution and/or concealment of the crime.

22. Based upon the applicant's training and experience, the applicant knows when a crime occurs there is often a transfer of physical evidence. The transfer of evidence may occur between the victim and the crime scene, the suspect(s) and the crime scene and/or between the crime scene, the victim and the suspect(s). The transfer of evidence may also occur in vehicles or modes of transportation used by a suspect(s) to flee a crime scene after the commission of a violent crime. It is a well-known fact that people in general keep personal effects, i.e. clothing, newspaper clippings, VHS, CDs, DVDs, memorabilia, photographs, childhood possessions and such at their regular place of domicile. It is probable and likely, personal effects belonging to Asha Degree, along with other forensic and/or trace evidence relevant to this investigation will be located at the residence of 1611 North Brook III School Road, Vale, North Carolina.

23. Based on the above-mentioned facts, the applicant believes probable cause exists to search the residence, vehicles and property listed in the affidavit.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024

Jack [Signature]
 Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge

[Signature]
Signature of Applicant

IN THE MATTER OF:
NORTH BROOK REST HOME
1611 NORTH BROOK-HI-SCHOOL ROAD, VALE
NORTH CAROLINA 28168

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Any or all items believed or found to be latent evidence that may lead to the identification of the involved offender(s) and/or provides possible evidence of the crime.

Any or all documentation, to include the search and seizure of electronic devices including but not limited to phones, computers, laptops, or any discovered correspondence that provides or may show evidence of the crime that occurred or why the crime occurred, possible suspects and/or offenders, motive, etc.

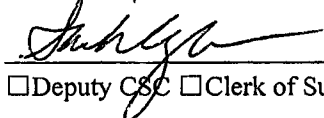
Any or all items including but not limited to physical or latent evidence found or that can be recovered from clothing, or body of Asha Jaquilla Degree, that may be or provide evidence of the crime that occurred or assist in the identification of potential suspects or offenders.

Any object, article or item determined to be relevant, pertinent or associated with this investigation.

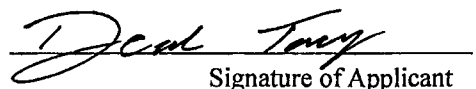
Any and/or all children's clothing and shoes deemed relevant to the investigation.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024



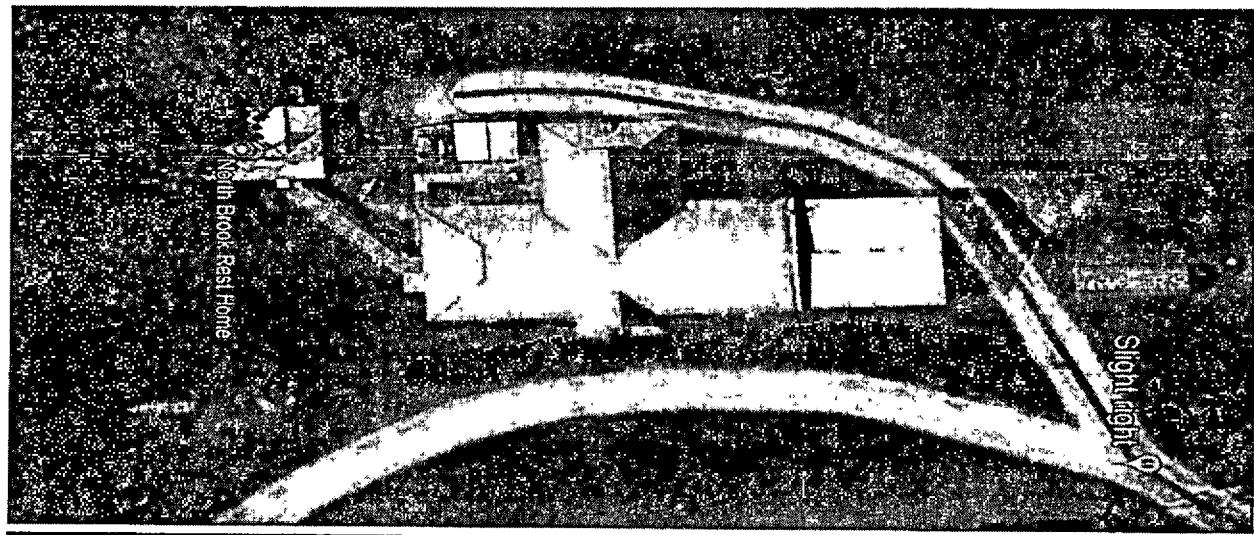
Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge


Signature of Applicant

IN THE MATTER OF:
NORTH BROOK REST HOME
1611 NORTH BROOK III-SCHOOL ROAD, VALE --
NORTH CAROLINA 28168

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT

ATTACHMENT II - PREMISES/PERSON(S)/VEHICLES TO BE SEARCHED



To reach 1611 North Brook III School Road from the Cleveland County Sheriff's Office, located at 100 Justice Place, Shelby, NC 28150, head north on Justice Pl toward E Warren Street. Turn left onto E Dale St. Turn right onto S Dekalb St. Turn right onto E Grover Street. Continue onto NC-18 N/Fallston Road for 12.4 miles. Turn right onto Rockdale Rd. Turn left onto Gantt Rd. In .7 miles continue onto Rockdale Rd. for 2.1 miles.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 9 DAY OF September, 2024

[Signature]
 Deputy CSC Clerk of Sup. Ct. Mag. Judge Sup. Ct Judge

[Signature]
Signature of Applicant

STATE OF NORTH CAROLINA

File No.

Cleveland County

In The General Court Of Justice
 District Superior Court Division

IN THE MATTER OF:

Name

\: North Brook Rest Home
1611 North Brook III School Road, Vale, NC 28168

INVENTORY OF ITEMS SEIZED
PURSUANT TO SEARCH

G.S. 15A-223, 15A-254. -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

\: North Brook Rest Home
1611 North Brook III School Road, Vale, NC 28168

Date of Search

9/10/24

This search was made pursuant to

- 1. a search warrant issued by:
- 2. consent to search given by:
- 3. other legal justification for the search:

The following items were seized:

Documents pertaining to Russell Underhills care
 Photograph
 2 earrings
 Grey Jaguar

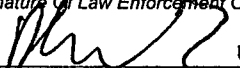
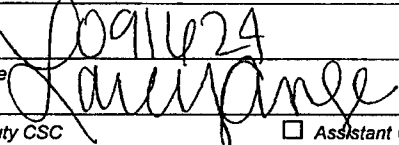
Items Seized Continued:

- 1. I left a copy of this inventory with the person named below, who is:
 - a. the owner of the premises searched.
 - b. the owner of the vehicle searched.
 - c. the person in apparent control of the premises searched.
 - d. the person in apparent control of the vehicle searched.
 - e. the person from whom the items were taken.
- 2. As no person was present, I left a copy of this inventory:
 - a. in the premises searched, identified on the reverse.
 - b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

Doris Calahan

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME		Signature Of Law Enforcement Officer 
Date 09/16/24	Title Of Law Enforcement Officer Inv. D. Sims	
Signature 	Name And Address Of Agency Cleveland County Sheriff's Office 100 Justice Pl. Shelby, NC 28150	
<input type="checkbox"/> Deputy CSC	<input type="checkbox"/> Assistant CSC	
<input checked="" type="checkbox"/> Clerk Of Superior Court	<input type="checkbox"/> Magistrate	
ACKNOWLEDGMENT OF RECEIPT		
I, the undersigned, received a copy of this inventory.		
Date	Signature Of Person Receiving Inventory	