

I, Clint Fuller, an employee of Bismarck Police
attest to the following:

1. That I am a trained and licensed peace officer with 13 years of experience with jurisdiction to enforce state law in Morton County, North Dakota.
2. That on the 22 day of February, 2017, at approximately 1600 hours, in Morton County, North Dakota, at (specific location) Highway 1806 South of Buckwater Bridge
3. The suspect was identified as (Full Name) Jack Smith IV whose date of birth is (Month) November (Day) 31, (Year) 1989, and is 27 years of age.
4. The following gives rise to probable cause to charge the suspect with:
- ☒ **PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-08-01, Class A Misd.**
- ☐ **CONSPIRACY TO COMMIT PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-06-04, 12.1-08-01, Class A Misd.**
- ☐ **PREVENTING/RESISTING ARREST (FELONY OFFENSE), NDCC 12.1-08-02, Class C Felony**
- ☐ **PREVENTING/RESISTING ARREST (MISD. OFFENSE), NDCC 12.1-08-02, Class A Misd.**
- ☐ **RECKLESS ENDANGERMENT, NDCC 12.1-17-03, Class C Felony**
- ☐ **CONSPIRACY TO COMMIT RECKLESS ENDANGERMENT, NDCC 12.1-06-04, 12.1-17-03, Class C Felony**
- ☐ **CRIMINAL TRESPASS (POSTED LAND, PRIOR NOTICE, REFUSAL TO LEAVE), NDCC 12.1-22-03, Class B Misd.**
- ☐ **CRIMINAL TRESPASS (CLOSED AS TO MANIFESTLY EXCLUDE INTRUDERS), NDCC 12.1-22-03, Class A Misd.**
- ☐ **2ND OFFENSE OF CRIMINAL TRESPASS (POSTED LAND, PRIOR NOTICE, REFUSAL TO LEAVE), NDCC 12.1-22-03, Class A Misd.**
- ☐ **DISORDERLY CONDUCT, NDCC 12.1-31.01, B Misd.**
- ☐ **CRIMINAL MISCHIEF (>\$2000/DESTRUCTIVE DEVICE), NDCC 12.1-21-05, Class C Felony**
- ☐ **SIMPLE ASSAULT ON A PEACE OFFICER, NDCC 12.1-17-01, Class C Felony**
- ☐ **AGGRAVATED ASSAULT, NDCC 12.1-17-02, Class C Felony**
- ☐ **TERRORIZING, NDCC 12.1-17-04, Class C Felony**
- ☐ **CONTACT BY BODILY FLUIDS, NDCC 12.1-17-11, Class C Felony**
- ☐ **FELON IN POSSESSION OF A FIREARM, NDCC 62.1-02-01, Class C Felony**
- ☐ **POSSESSION OF AN EXPLOSIVE, NDCC 62.1-02-11, Class C Felony**
- ☐ **CARRYING A CONCEALED FIREARM OR WEAPON, NDCC 62.1-04-02, Class A Misd.**
- ☐ **INCITING A RIOT, NDCC 12.1-25-01, Class C Felony**
- ☐ **ENGAGING IN A RIOT, NDCC 12.1-25-03, Class A Misdemeanor**
- ☐ **ENDANGERING BY FIRE/EXPLOSION, NDCC 12.1-21-02, Class B Felony**
- ☐ **OTHER: _____**
- ☐ **OTHER: _____**
- ☐ **OTHER: _____**
- ☐ **OTHER: _____**

5. Circumstances and/or other facts:

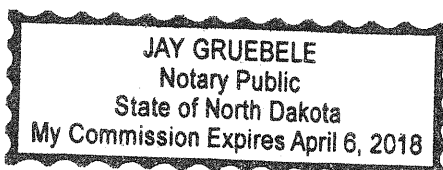
I WAS ON ASSIGNMENT IN MORTON COUNTY TO
 RESPOND TO PROTEST ACTIVITY. AT APPROX 1600
 HOURS PROTESTERS WERE ADVISED THAT IF THEY
 DID NOT LEAVE THE AREA THEY WOULD BE
 ARRESTED. THE OCETS CAMP WAS GIVEN A DEADLINE
 TO CLEAR THE CAMP AT 1400 HOURS ON 2-22-17
 JACK SMITH WAS ARRESTED FOR PHYSICAL
 OBSTRUCTION OF A GOVERNMENT FUNCTION.

Dated this 22 day of February, 2017.

Chris Fuller

Complaining Officer/Affiant

Subscribed and sworn before me on the 22 day of February, 2017.



J. Grubele
 Notary
 Morton County