

# United States District Court

WESTERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

TIMOTHY JAMES McVEIGH <sup>26</sup>

CRIMINAL COMPLAINT

CASE NUMBER: M-95-48 -H

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about April 19, 1995, in Oklahoma City, Oklahoma County, in the Western District of Oklahoma defendant(s) did,

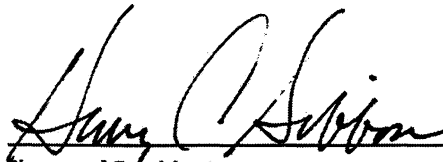
maliciously damage and destroy by means of fire or an explosive, any building, vehicle, and other personal or real property in whole or in part owned, possessed, or used by the United States, any department or agency thereof,

in violation of Title 18, United States Code, Section(s) 844(f).

I further state that I am a(n) Special Agent of the Federal Bureau of Investigation and that this complaint is based on the following facts:

See attached Affidavit of Special Agent Henry C. Gibbons, Federal Bureau of Investigation, which is incorporated and made a part hereof by reference.

Continued on the attached sheet and made a part hereof:     Yes     No



Signature of Complainant  
HENRY C. GIBBONS  
Special Agent  
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence, on this 21 day of April, 1995, at Oklahoma City, Oklahoma.

RONALD L. HOWLAND  
UNITED STATES MAGISTRATE JUDGE  
Name & Title of Judicial Officer

  
Signature of Judicial Officer

STATE OF OKLAHOMA:            )  
                                          )  
COUNTY OF OKLAHOMA         )         ss

A F F I D A V I T

I, HENRY C. GIBBONS, being duly sworn, do hereby state that I am an agent with the Federal Bureau of Investigation, having been so employed for 26 years and as such am vested with the authority to investigate violations of federal laws, including Title 18, United States Code, Section 844(f).

Further, the Affiant states as follows:

1. The following information has been received by the Federal Bureau of Investigation over the period from April 19 through April 21, 1995:

2. On April 19, 1995, a massive explosive detonated outside the Alfred P. Murrah building in Oklahoma City, Oklahoma, at approximately 9:00 a.m.

3. Investigation by Federal agents at the scene of the explosion have determined that the explosive was contained in a 1993 Ford owned by Ryder Rental company.

a. A vehicle identification number (VIN) was found at the scene of the explosion and determined to be from a part of the truck that contained the explosive.

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b. The VIN was traced to a truck owned by Ryder Rentals of Miami, Florida.

c. Ryder Rentals informed the FBI that the truck was assigned to a rental company known as Elliot's Body Shop in Junction City, Kansas.

4. The rental agent at Elliot's Body Shop in Junction City, Kansas, was interviewed by the FBI on April 19, 1995, and advised that two persons had rented the truck on April 17, 1995. The individual who signed the rental agreement provided the following information:

a. The person who signed the rental agreement identified himself as BOB KLING, SSN: 962-42-9694, South Dakota's driver's license number YF942A6, and provided a home address of 428 Malt Drive, Redfield, South Dakota. The person listed the destination as 428 Maple Drive, Omaha, Nebraska.

b. Subsequent investigation conducted by the FBI determined all this information to be bogus.

5. On April 20, 1995, the rental agent was recontacted and assisted in the creation of composite drawings. The rental agent has told the FBI that the composite drawings are fair and accurate depictions of the individuals who rented the truck.

6. On April 20, 1995, the FBI interviewed three witnesses who were near the scene of the explosion at Alfred P. Murrah Federal Building prior to the detonation of the

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explosives. The three witnesses were shown a copy of the composite drawing of Unsub #1 and identified him as closely resembling a person the witnesses had seen in front of the Alfred P. Murrah Federal Building where the explosion occurred on April 19, 1995. The witnesses advised the FBI that they observed a person identified as Unsub #1 at approximately 8:40 a.m on April 19, 1995, when they entered the building. They again observed Unsub #1 at approximately 8:55 a.m., still in front of the 5th Road entrance of the building when they departed just minutes before the explosion.

7. The Alfred P. Murrah building is used by various agencies of the United States, including Agriculture Department, Department of the Army, the Defense Department, Federal Highway Administration, General Accounting Office, General Services Administration, Social Security Administration, Housing and Urban Development, Drug Enforcement Administration, Labor Department, Marine Corps, Small Business Administration, Transportation Department, United States Secret Service, Bureau of Alcohol, Tobacco and Firearms, and Veteran's Administration.

8. The composite drawings were shown to employees at various motels and commercial establishments in the Junction City, Kansas, vicinity. Employees of the Dreamland Motel in Junction City, Kansas, advised FBI agents that an individual resembling Unsub #1 depicted in the composite drawings had been a guest at the Motel from April 14 through April 18, 1995. This individual had registered at the Motel under the name of Tim

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McVeigh, listed his automobile as bearing an Arizona license plate with an illegible plate number, and provided a Michigan address, on North Van Dyke Road in Decker, Michigan. The individual was seen driving a car described as a Mercury from the 1970's.

9. A check of Michigan Department of Motor Vehicle records shows a license in the name of Timothy J. McVeigh, date of birth April 23, 1968, with an address of 3616 North Van Dyke Road, Decker, Michigan. This Michigan license was renewed by McVeigh on April 8, 1995. McVeigh had a prior license issued in the state of Kansas on March 21, 1990, and surrendered to Michigan in November 1993, with the following address: P.O. Box 2153, Fort Riley, Kansas.

10. Further investigation shows that the property at 3616 North Van Dyke Road, Decker, Michigan, is associated with James Douglas Nichols and his brother Terry Lynn Nichols. The property is a working farm. Terry Nichols formerly resided in Marion, Kansas, which is approximately one hour from Junction City.

11. A relative of James Nichols reports to the FBI that Tim McVeigh is a friend and associate of James Nichols, who has worked and resided at the farm on North Van Dyke Road in Decker, Michigan. This relative further reports that she had heard that James Nichols had been involved in constructing bombs in approximately November 1994, and that he possessed large quantities of fuel oil and fertilizer.

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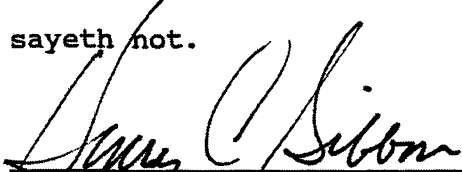
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12. On April 21, 1995, a former co-worker of Tim McVeigh's reported to the FBI that he had seen the composite drawing of Unsub #1 on the television and recognized the drawing to be a former co-worker, Timothy McVeigh. He further advised that McVeigh was known to hold extreme right wing views, was a military veteran, and was particularly agitated about the conduct of the federal government at Waco, Texas, in 1993. In fact, the co-worker further reports that McVeigh had been so agitated about the deaths of the Branch Davidians in Waco, Texas, on April 19, 1993, that he had personally visited the site. After visiting the site, McVeigh expressed extreme anger at the federal government and advised that the Government should never have done what it did. He further advised that the last known address he had for McVeigh is 1711 Stockton Hill Road, #206, Kingman, Arizona.

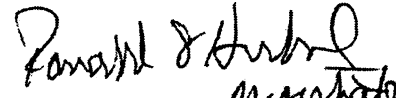
13. On April 21, 1994, investigators learned that a Timothy McVeigh was arrested at 10:30 a.m. on April 19, 1995, in Perry, Oklahoma, for not having a license tag and for possession of a weapon approximately 1-1/2 hours after the detonation of the explosive device at the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma. Perry, Oklahoma, is approximately a 1-1/2 hour drive from Oklahoma City, Oklahoma. McVeigh, who has been held in custody since his arrest on April 19, 1995, listed his home address as 3616 North Van Dyke Road, Decker, Michigan. He listed James Nichols of Decker, Michigan, as a reference. McVeigh was stopped driving a yellow 1977 Mercury Marquis.

14. The detonation of the explosives in front of the Alfred P. Murrah Federal Building constitutes a violation of 18 U.S.C. § 844(f), which makes it a crime to maliciously damage or destroy by means of an explosive any building or real property, in whole or in part owned, possessed or used by the United States, or any department or agency thereof.

Further, your affiant sayeth not.

  
HENRY C. GIBBONS  
Special Agent  
Federal Bureau of Investigation

Subscribed and sworn to before me this 21 day of April 1995.

  
UNITED STATES DISTRICT JUDGE  
Western District of Oklahoma

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