

INSTRUCTIONS FOR PROPERTY REPORT/RECEIPT
PROPERTY IS RELEASED BY APPOINTMENT ONLY
CALL EVIDENCE/PROPERTY UNIT AT (209) 736-2567 FOR AN APPOINTMENT

It is your responsibility to contact the Evidence/Property Unit as soon as possible if you wish to claim your property. Please review the appropriate direction to recover your property. If a special circumstance or need arises, please contact the Evidence/Property Unit.

EVIDENCE

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| FELONY ARREST CASES: | Evidence items will be held for a minimum of 60 days from the date of final disposition. If the owner does not claim the items at that time, they may be disposed of or destroyed in the manner prescribed by law. |
| MISDEMEANOR ARREST CASES: | Evidence will be held for 30 days from the date of sentencing, and then items will be disposed of or destroyed in the manner prescribed by law. |
| IF NO ARREST HAS BEEN MADE AND/OR NO SUSPECT IDENTIFIED | Evidence items may be held up to 6 months or longer depending on the status of the case. |

STOLEN OR EMBEZZLED PROPERTY - If criminal charges are filed you may ask the court that hears the case to review the decision of this department concerning return of property.

SAFEKEEPING – Civil Code 2080.10 Items will be held for 60 days. If the owner is unable to retrieve the property, the owner must notify us **in writing** that they are unable to pick up the property because they are in custody or name an authorized person to pick it up. Items not claimed within 60 days will be disposed of or destroyed in the manner prescribed by law.

SEARCH WARRANT – Penal Code 1536 requires a court order to release property held by a search warrant. A certified copy of the court order shall be submitted to the Angels Camp Police Department before an appointment is made to release property. Contact the Evidence/Property Unit regarding returning of property seized by calling (209) 736-2567.

FOUND PROPERTY – Civil Code 2080 Found property will be held for 90 days. If at the end of the 90 days the property is not claimed or returned to the rightful owner, the finder may claim the found property by calling (209) 736-2567.

FIREARMS or OTHER DEADLY WEAPONS-

FIREARMS: A Department of Justice Law Enforcement Gun Release (LEGR) must be obtained by the owner of a firearm which is in the custody or control of a law enforcement agency or court to redeem a firearm. The LEGR establishes the applicant's eligibility to lawfully possess firearms at the time the application is processed, and does not provide proof of ownership. A LEGR is only valid for 30 days. In addition to the LEGR, an authorization to release from the assigned Police Department representative must be obtained by the Property Unit before a firearm will be released.

In those cases where the Angels Camp Police Department has confiscated a firearm(s) or other deadly weapon(s) into custody pursuant to Penal Code 18400, a petition may be initiated in the Superior Court within 60 days of seizure. In those instances where a petition is filed pursuant to Penal Code 18400, the Superior Court will determine whether the firearm(s) or other deadly weapon(s) should be returned. When a petition is not filed, the Property Unit must receive a Department of Justice LEGR and obtain an authorization for release of the weapon(s) from the assigned Police Department representative before a weapon will be released.

Welfare and Institutions Code 8102 mandates law enforcement personnel confiscate weapons from persons detained under the provisions of Welfare and Institutions Code 5150. Pursuant to Welfare and Institutions Code 8102, the health care facility must notify the detained individual of the procedure for return of the weapons.

Under no circumstances will a weapon be released before 5 business days have passed. Upon receipt of the LEGR and authorization for release, the firearm(s) or other deadly weapon(s) will be available for release by appointment only. Inquiries regarding the status of the potential release of weapon(s) may be directed to the Angels Camp Police Department Property Unit by calling (209) 736-2567.

Contact the Angels Camp Police Department at (209) 736-2567 with any questions regarding the return of property.

Property is released by appointment only



ANGELS CAMP POLICE DEPARTMENT
 200 MONTE VERDA ST • PO BOX 459
 ANGELS CAMP, CA 95222
 (209) 736-2567 • FAX (209) 736-0517

Case Number: _____

Officer: _____

PROPERTY RELEASE REQUEST

Date: _____

Name: _____ DOB: _____

Request is being made by: (check one) **Victim** **Suspect** **Other** (specify)

Mailing Address: _____

City: _____ State: _____ Zip: _____

Home Phone #: _____ Cell Phone #: _____ Email address: _____

Property Owner's Name (if different): _____

Fully Describe the item(s) you are requesting. One item per line. Use the back of this paper if necessary.

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____

When was the property taken? _____

Was anyone arrested? **Yes** **No**

I declare under penalty of perjury that the above information is true and correct to the best of my knowledge and I am party of proper interest of the property identified on this request.

Signature

Date

**DO NOT WRITE BELOW THIS LINE
 POLICE DEPARTMENT USE ONLY**

- DISPOSE:** _____
- Destroy
 - Divert to Official Use
 - Release to _____
 - Other _____

- RETAIN:** _____
- Warrant Issued
 - Court Appeal
 - Case Pending
 - Other _____

Date

Approved By

Badge #

Notified By: _____ Date: _____