

Redacted

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF SHOSHONE

STATE OF IDAHO,	)	
	)	CR40-23-970
Plaintiff,	)	AFFIDAVIT IN SUPPORT OF A
vs.	)	WARRANTLESS ARREST
Majorjon A. KAYLOR	)	)
	)	
Defendant.	)	

STATE OF IDAHO	)	
	)	ss. 515 Brown Avenue, Kellogg
County of Shoshone	)	

I, Detective Justin Klitch, being first duly sworn, state that I am the same person whose name is subscribed to the attached Criminal Citation FELONY, and that my answers to the questions asked by the Court with reference to said arrest are as follows:

On June 18<sup>th</sup>, 2023 at approximately 1920 hours a 911 call came into Shoshone County dispatch alleging shots fired in the area of 515 Brown Avenue, Kellogg, Shoshone County, Idaho. Shortly thereafter, a second call was received by dispatch that an individual had executed his neighbors. Sergeant Jared Bilaski of the Shoshone County Sheriff's Office arrived on scene at 1924 hours and observed two individuals, later identified as Majorjon A. Kaylor in the street at the location of 515 Brown Avenue in Kellogg, Idaho. KAYLOR told Sergeant Bilaski that he had shot/killed his neighbors.

At approximately 1957 hours, I, Idaho State Police Detective Justin Klitch, was advised and requested to respond to the 515 Brown Avenue Kellogg, Shoshone County, Idaho location. I would arrive at the scene of the homicide at approximately 2135 hours and assume investigatory duties at that location. During my communications in route to the scene and after initial investigative activities once on location, I would come to learn the following:

The four deceased victims were:

- Kenneth R. Guardipee
- Kenna L. Guardipee
- Devin R. Smith
- A S

The suspect, Majorjon A. KAYLOR was detained prior to my arrival.

A few days prior to the incident, the suspect's wife, Kaylie M. Kaylor, had made a post on Facebook describing a recent incident between her, her daughters, and Devin Smith. In her post, Kaylie Kaylor indicated Devin Smith had exposed

himself, was shaking his penis, and masturbating through a window in front of her and her juvenile daughters.

The address of 515 West Brown Avenue, Kellogg, Idaho is a two-story residential apartment building, with two apartments, designated as Apartment A and Apartment B. The apartment could be described as a tan or light yellowish color with a brownish colored trim. Apartment A is a ground level apartment known to be occupied by the four listed victims. Apartment B is a second story apartment known to be occupied by KAYLOR, his wife, and their three children. The apartment building has two garages attached, which are accessed by exterior doors. It is suspected that one garage belongs to Apartment A and the other Apartment B. The apartment building has a two-vehicle driveway directly in front of the attached garages. In the driveway is a black 2022 Dodge Ram (Idaho Plates: S74320), registered to Kaylie Kaylor and Majorjon Kaylor and a green 2001 Subaru Forrester (Idaho Plates: S73296), registered to Kenna Guardipee. There is a paved area along the west side of the apartment building where a white 2002 Subaru Forrester (Idaho Plates: S82046), registered to Kenneth Guardipee, was parked.

Devin Smith and A . S , victims, were found deceased inside Apartment A and Kenna Guardipee and Kenneth Guardipee were found deceased outside near the rear entrance/doorway/stairway to Apartment A. The location and situation of the bodies are as follows:

- Kenna Guardipee was lying face up next to the rear exterior concrete steps to Apartment A with an apparent gunshot wound to her right temple which appeared to have been fired within close proximity. Kenneth Guardipee was found partially on the concrete steps and partially on a garden area next to the steps. He also had an apparent gunshot wound to the right temple area which appeared to have been fired in close proximity based on the entry wound. There were multiple .45 caliber casings in the immediate vicinity of both Kenneth Guardipee and Kenna Guardipee.
- On the interior of Apartment A, A . S was found lying face down on his stomach between the kitchen and the living room with a gunshot wound to the right temple area that appeared to be fired in close proximity based on the entry wound.. There was one .45 caliber firearm casing found near A . S body.
- Devin Smith was found in the southeastern bedroom of Apartment A behind the bedroom door on his knees face down also with multiple gunshot wounds to the head. There were multiple .45 caliber firearm casings found in the bedroom where Devin Smith was located.

Once on scene, I conducted a brief interview with KAYLOR. I read KAYLOR his Miranda rights. During the course of our interview, KAYLOR stated he was suspicious and concerned for his children as one of the victims (Devin Smith) had been acting suspicious, watching his kids, and conducted acts of nudity in front of his children. KAYLOR referred to Devin Smith as a pedophile. KAYLOR had confronted Devin Smith's mother, Kenna Guardipee, and his grandfather, Kenneth Guardipee, and was upset that they didn't seem to take his concerns with

Devin Smith seriously. KAYLOR said he “Snapped”, “Lost it”, and “Did something about it.” KAYLOR then indicated he wanted an attorney, and the interview was concluded.

I then interviewed Kaylie Kaylor. In summary, Kaylie Kaylor indicated the four victims had recently moved into the apartment and she had observed Devin Smith, fully nude, holding his penis, masturbating in front of her and her juvenile daughter through a window on the previous Tuesday, June 13<sup>th</sup>, 2023. The police had responded and investigated the incident. On June 18<sup>th</sup>, 2023 at approximately 1800 hours, an argument occurred between Kaylie Kaylor, KAYLOR, and Kenna Guardipee, which was later confirmed by video surveillance obtained from an adjacent business building which captured pertinent portions of this incident. Kaylie Kaylor indicated KAYLOR had a holstered gun on his person, which he put on after arriving home from work and before going outside with the family to water plants in the backyard area that is shared by both apartments. Kaylie Kaylor indicated she’d had possession of the handgun, which she described as black and heavy, prior to KAYLOR getting home from work. She indicated KAYLOR and herself were standing in the backyard outside near the backdoor of Apartment A, arguing with Kenna Guardipee, about the inappropriate behavior of her son, Devin Smith, and their lack of taking the situation seriously. She appeared concerned that there would be no consequences for Devin Smith’s actions either by law enforcement or Devin Smith’s family.

Kaylie Kaylor indicated she was standing near KAYLOR and heard gunshots, observed Kenna Guardipee fall to the ground, then saw Kenneth Guardipee fall to the ground. Kaylie Kaylor then ran upstairs to her apartment and heard additional gunshots. She did not remember seeing KAYLOR holding the handgun. Kaylie Kaylor indicated both Kenneth Guardipee and Kenna Guardipee were unarmed. Kaylie Kaylor further noted that KAYLOR said he did what he had to do and to tell their kids he protected them. Kaylie Kaylor said after the shooting, KAYLOR handed her his phone, keys, and wallet and asked her to hold onto them. She said she placed both her and KAYLOR’s phones down inside their apartment. Kaylie Kaylor observed KAYLOR put a belt, holster, and gun in their black Dodge truck parked outside. She said she overheard KAYLOR talking on the phone saying he had killed four people.

I asked Kaylie Kaylor if her and KAYLOR had talked to each other about what they were going to do if an incident were to happen again and she indicated KAYLOR had already told the police that if something like this, referring to the indecent exposure, that he (KAYLOR), was going to take care of it, which she indicated she interpreted as more like beating someone up. Kaylie Kaylor said she and KAYLOR had shared an iconic picture of the guy on the telephone who shoots the molester who raped his daughter. I would later come to learn that Kaylie Kaylor was referring to Gary Plauche, who on camera/television shot and killed a man who was suspected of kidnapping, raping, and molesting his daughter. It was later discovered Kaylie Kaylor had shared a black and white meme type image, which had the words, “How to catch a predator” and a drawing of a man at a telephone booth shooting another man in the head.

On scene, I observed a belt, holster, and semi-automatic pistol in the front driver’s seat of the black Dodge (Idaho Plates: S74320), which could be seen through the window of the Dodge.

I later reviewed the above-referenced surveillance video from a nearby business that corroborated that an altercation/argument had taken place at the location which can be heard in the audio portion of the video. The audio also reveals what sounds like multiple gunshots being fired. Prior to the shooting, the audio portion of the video reveals over five minutes of what sounded like a loud argument/confrontation between KAYLOR, Kaylie Kaylor, and someone else, who based on Kaylie Kaylor's statement, I suspect to be Kenna L. Guardipee.

From the statement of events relayed from Kaylie Kaylor, corroborated by circumstantial evidence and KAYLOR'S own comments, it would appear that after making two similarly placed shots in the right temple area of both Kenna Guardipee and Kenneth Guardipee, KAYLOR entered the residence of Apartment A where he shot and killed both A S and Devin Smith. Based on the evidence collected at the scene and the locations of the victims bodies, it further appeared A was shot point blank or near point blank range while lying on the floor in a prone position. All of the victims appeared to only have been shot once with the exception of Devin Smith who had been shot multiple times from close range. The audio from the video surveillance appears to show multiple seconds pass between the time Kenneth Guardipee and Kenna Guardipee were likely killed, when A S was likely killed, and also between the time A S was likely killed and Devin Smith was likely killed.

As part of the execution of a Search Warrant, I conducted a search of the black 2022 Dodge Ram (Idaho Plates: S74320) and removed a .45 caliber High Point semi-automatic pistol, which was holstered and secured with a snap and attached to a belt. Upon examination of this firearm, it was discovered that the pistol had one bullet in the chamber and five bullets in the magazine. There were what appeared to be both blood and tissue on the pistol, consistent with a close range shot or shots. I also located an empty magazine under the seat of the truck. Based upon the evidence collected, specifically the magazines, the magazine capacities, and empty shell casings found at the crime scene, KAYLOR would have likely had to deliberately change magazines and/or reload magazines in order to continue shooting and discharge the number of rounds which were identified to have been fired during the homicide.

This investigation is ongoing, but at this time there appears to be sufficient evidence to support criminal charges for Murder in the First Degree for each of the four victims and Burglary. On June 19<sup>th</sup>, 2023, KAYLOR was booked into the Shoshone County Jail for four counts of 1<sup>st</sup> Degree Murder (I.C. 18-4003) and two counts of Burglary (I.C. 18-1401).

NOTE: THE NAME OF THE DECLARANT AND THE DATES MUST BE TYPED BELOW FOR ELECTRONIC SUBMISSION TO THE COURT. THIS FORM SHOULD THEN BE PRINTED, SIGNED AND SUBMITTED WITH THE REST OF THE COMPLAINT PAPERWORK.

**I certify (or declare) under penalty of perjury pursuant to the law of the State of Idaho, pursuant to Idaho Code 9-1406, that the information contained in this document and attached reports and documents that may be included herein is true and correct to the best of my information and belief.**

DATE: 06/19/2023

SIGNED: \_\_\_\_\_

(Signature of Declarant)

PRINTED NAME: Justin Klitch