



Affidavit #3 of Leah Greathead
Sworn February 23, 2011
No. S-097767
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF:

THE CONSTITUTIONAL QUESTION ACT, R.S.B.C. 1996, C.68

AND IN THE MATTER OF:

THE CANADIAN CHARTER OF RIGHTS AND FREEDOMS

AND IN THE MATTER OF:

A REFERENCE BY THE LIEUTENANT GOVERNOR IN COUNCIL SET OUT IN
ORDER IN COUNCIL NO. 533 DATED OCTOBER 22, 2009 CONCERNING
THE
CONSTITUTIONALITY OF S. 293 OF THE CRIMINAL CODE OF CANADA,
R.S.C. 1985, c. C-46

AFFIDAVIT

I, Leah Greathead, of 1001 Douglas Street, in the City of Victoria, in the Province of British Columbia, legal secretary, MAKE OATH AND SAY AS FOLLOWS:

1. I am lawyer with the Ministry of Attorney General, Legal Services Branch, Province of British Columbia. I am co-counsel with Craig Jones on this Polygamy Reference and as such have personal knowledge of the information deposed to in this affidavit. Where I state that the information is based upon information and belief, I verily believe that information to be true.
2. On February 10, 2011, I received an e-mail from Eric Nichols, a Texas prosecutor responsible for the prosecutions of a number of crimes against

children in Texas by members of the FLDS church. On February 11, 2011, in response to a question from me, Mr. Nichols e-mailed me again and told me that he had information that two 12 year old Canadian girls were driven down from Canada to Short Creek (Hildale, Utah/Colorado City, Arizona) by their fathers and one mother and placed in a celestial marriage with Warren Jeffs. As noted by Mr. Nichols in his email I had enquired much earlier about Canadian girls taken from Canada and living with the FLDS in Texas. We were not told of any until Mr. Nichols email of February 10, 2011. Copies of these e-mails are attached to Affidavit #5 of Kaley Isbister. I refer to these two girls as "Child B" and "Child C" in this affidavit.

3. On February 11, 2011 I learned of a third Canadian girl who was, according to a marriage record of the FLDS church, placed in a celestial marriage with Warren Jeffs in 2004 when she was 13 years old. I refer to her as "Child A" in this affidavit.

4. On February 21, 2011, I received documents from officials in Texas in relation to Child A, Child B and Child C. These records included priesthood records, consisting of dictations given by President Warren Jeffs, in the nature of a diary or personal history ("Dictations of Warren Jeffs"); a marriage record for each child and a personal record for Child A. All of the records were obtained by the officials in Texas pursuant to the warrants described in the affidavit of Mr. Nichols sworn July 7, 2010.

5. I have read all of the Dictations of Warren Jeffs provided to me by the officials in Texas. These Dictations of Warren Jeffs referenced Child A, Child B and Child C.

6. The Dictations of Warren Jeffs for Tuesday, March 2, 2004 ("the March 2nd Dictations") refer to the marriage of Child A as well as a number of other marriages. It is noted in the March 2nd Dictations that Jim Oler brought two girls

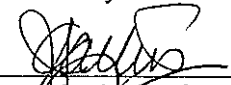
to Mr. Jeffs to be sealed in marriage. I believe that the two girls brought by Jim Oler and referenced in the March 2nd Dictations are from Bountiful, British Columbia. I refer to these two girls as "Child D" and "Child E". The March 2nd Dictations indicate that Child D and Child E were sealed in marriage to two different men on March 2, 2004. Their marriages were witnessed by LeRoy Jeffs, James Oler and James Allred. Jim (or James) Oler is the Bishop of the FLDS community at Bountiful, British Columbia.

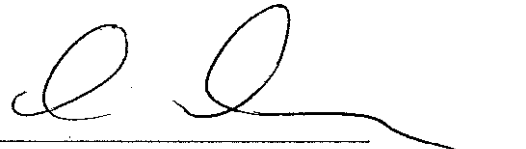
7. I am informed by Craig Jones that he obtained from the British Columbia Vital Statistics Agency the birth registration records for Child D and Child E. I have reviewed the registrations of live births for Child D and Child E and confirmed the names with those referenced in the March 2nd Dictations. The registrations of live births that I reviewed for Child D and Child E indicate that both were born in 1986. Given their month of birth both were seventeen at the time of their "marriages" on March 2, 2004.

8. The March 2nd Dictations refer to the "marriage" of a third girl, ("Child F"), recorded as having been "married" by Warren Jeffs that day to a man, who I believe is from Bountiful. James Oler is recorded as having been present at the "wedding" of Child F. Records from the Vital Statistics Agency in relation to Child F are already before the Court. I have reviewed a copy of the registration of live birth (Certificate No. 70309431) in relation to Child F's child. This document also provides the date of birth for Child F. This document indicates that Child F was born in 1987 and was sixteen at the time of her "marriage" in March, 2004, and seventeen when she gave birth, in Canada, to a child of her own.

9. I am informed by Craig Jones that on February 23, 2011 he received information regarding the "celestial marriage" of three girls from Bountiful (I refer to these girls as "Child G", "Child H" and "Child I") in the United States on April 26, 2006. I am also informed by Mr. Jones that he requested birth registration records for these three girls. I have reviewed the registrations of live births for

Child G, Child H and Child I. The registrations of live births indicate that Child G, Child H and Child I were all born in 1988. In April of 2006, Child G was seventeen years old, Child H was eighteen years old and Child I was seventeen years old. I have requested from the Texas authorities any marriage records with respect to the marriages of Child G, Child H and Child I, but as yet have not received them.

AFFIRMED TO BEFORE ME in the City)
Of Victoria, Province of British Columbia)
this 23rd day of February, 2011)
)
_____)
A Commissioner for taking Affidavits)
for and within British Columbia)



LEAH GREATHEAD

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AFFIDAVIT

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