

IN THE COURT OF APPEALS OF IOWA

FILED

JUN 25 1985

424

ERK SUPREME COURT

Filed June 25, 1985

STATE OF IOWA,)

Plaintiff-Appellee,)

vs.)

RON CAREY,)

Defendant-Appellant.)

5-244
84-1583

Appeal from the Iowa District Court for Washington County - James D. Jenkins, Judge.

Defendant has appealed from conviction for unlawful manufacture of a Schedule I controlled substance. AFFIRMED.

Emmit George of Emmit George Law Office, Iowa City, for defendant-appellant.

Thomas J. Miller, Attorney General, and Lona Hansen, Assistant Attorney General, for plaintiff-appellee.

Heard by Oxberger, C.J., and Donielson and Hayden, JJ.

PER CURIAM

After a trial to the court, the defendant was found guilty of unlawful manufacture of a Schedule I controlled substance. He has appealed from the resulting conviction alleging that the trial court should have suppressed drugs seized from his house because the search warrant was issued without probable cause.

We decline to reach the merits of the defendant's claim since error was not preserved. Although defendant made a pretrial motion to suppress the evidence, no objection was made when the evidence was offered at trial. "Where a motion to suppress is made and overruled prior to trial, a proper objection must be made when the evidence is offered at trial in order to preserve error." State v. Everett, 214 N.W.2d 214, 217 (Iowa 1974).

AFFIRMED.