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Return to:  
Richard M. Miller, Jr.  
HC 63 Box 560-K  
Chiloquin OR 97624

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# Assignee's DECLARATION OF LAND GRANT

## JURISDICTION

THE RECIPIENT HEREOF IS MANDATED by Article 6 paragraph 2 & 3 of the U.S. Constitution, section 1 of the 14th Amendment, the 9th and 10th Amendment with reference to the 7th Amendment, enforced under Section 3 of the 14th Amendment and Section 3(1) of Article III of the U.S. Constitution

This document is instructed to be attached to all deeds and/or conveyances in the name(s) of the party(ies) below shown as requiring recording of this document, in a manner known as nunc pro tunc (as it should have been done in the beginning), by order of U.S. Supreme Law mandate as endorsed by case history as cited hereinafter.

IT IS HEREBY ESTABLISHED BY ORDER OF LAW THAT Richard M. Miller, Jr. AND Teresa S. Miller DO CERTIFY AND DECLARE THAT I AM/WE ARE ASSIGNEE(S) TO A LAND PATENT OR GRANT THAT IS FILED AND IS KNOWN AS PATENT(S) OR GRANT(S): # 462839 & #1151348 COPIES OF WHICH IS/ARE ATTACHED HERETO. I/WE FURTHER CERTIFY THAT I AM/WE ARE ASSIGNEE(S) TO A PORTION OF SAID PATENT(S) OR GRANT(S) WHICH IS LEGALLY DESCRIBED WITHIN THE ATTACHMENT(S) hereto and thus made a part hereof.

NO CLAIM IS MADE HEREIN THAT I/WE HAVE BEEN ASSIGNED THE ENTIRE TRACT OF LAND AS DESCRIBED IN THE ORIGINAL PATENT(S) OR GRANT(S). MY/OUR ASSIGNMENT IS INCLUSIVE OF ONLY TO THE ATTACHED LEGAL DESCRIPTION. THE FILING OF THIS DECLARATION OF LAND PATENT(S) SHALL NOT DENY OR INFRINGE ON ANY RIGHT, PRIVILEGE OR IMMUNITY OF ANY OTHER ASSIGNEE TO ANY OTHER PORTION OF LAND COVERED IN THE ABOVE DESCRIBED PATENT(S) OR GRANT(S) NUMBER(S). IF THIS LAND PATENT IS NOT CHALLENGED BY A LAWFULLY QUALIFIED PARTY UNDER EXCLUSIVELY ORIGINAL U.S. JURISDICTION IN A COURT OF LAW WITHIN 60 DAYS FROM THE DATE OF FILING, THEN THE ABOVE DESCRIBED PROPERTY SHALL BECOME MINE/OURS AS AN ALLODIAL FREEHOLD, AND THEN THIS/THESE LAND PATENT(S) SHALL BE CONSIDERED UPDATED IN MY/OUR NAME, SUBJECT TO THE LIMITATIONS STATED HEREIN.

1) NOTICE AND EFFECT OF LAND PATENT A Grant of land is a public law standing on the statute books of the State, and is notice to every subsequent purchaser under the conflicting sale made afterward; Wineman vs Grastrell, 54 FED. 819, 4 CCA 396, 2 US APP 581. A Patent alone passes title to the Grantee; Wilcox vs Jackson, 13 PET (U.S.) 498, 10 L.ED. 264.

Where the United States has parted with title by a patent legally issued, and upon surveys legally made by itself and approved by the proper department, the title so granted cannot be impaired by any subsequent survey made by the government for its own purposes. Cage vs Danks 13. LA. Ann 128.

2) LAND TITLE AND TRANSFER The existing system of land transfer is a long and tedious process involving the observance of many formalities and technicalities, a failure to observe any one of which may defeat title, even where these have been most carefully complied with, and where the title has been traced to its source, the

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purchaser must buy at his peril, there always being, in spite of the utmost care and expenditure, the possibility that his title may turn out bad; Yenkle, Torrence System 209. If this Land Patent is not challenged, as stated above, within 60 days it then becomes my/our property, as no one else has followed the proper steps to get legal title, the final certificate or receipt acknowledging the payment in full by a homesteader or preemtor is not in legal effect a conveyance of land, U.S. vs Steenerson, 30 FED 504, 1 CCA 552, 4 U.S. APP 332.

A Land Patent is conclusive evidence that the Patent has complied with the act of Congress as concerns improvements on the land, etc; Jankins vs Gibson, 3 LA ANN 203. This Declaration is the only way a Perfect Title can be had in my/our names Wilcox vs Jackson, 13 Pet. (U.S.) 498, 10 L.ED. 264; all question of fact decided by the General Land Office are binding everywhere, and injunctions and mandamus proceedings will not lie against it; Litchfield vs The Register, 9 Wall. (U.S.) 573, 19 L. ED. 681.

MEMORANDUM OF LAW ON RIGHTS, PRIVILEGES AND IMMUNITIES  
Transfer by patentee... "Title and rights of bona fide purchaser from patentee... will be protected." United States vs Debell, (1915, C8 SD) 227 F 760; United States vs Beaman, (1917, CA8 Colo) 242F 876; State vs Hewitt Land Co., (1913) 74 Wash 573, 134 P 474" from 43 USCS & 13, n 44.

AN ASSINGEE, WHETHER HE BE THE FIRST, SECOND OR THIRD PARTY TO WHOM TITLE IS CONVEYED SHALL LOSE NONE OF THE ORIGINAL RIGHTS, PRIVILIGES OR IMMUNITIES OF THE ORIGINAL GRANTEE OF LAND PATENT. The U.S. Constitution says in Article 1 Sec 10: "No State shall impair the obligations of Contracts."

#### EQUAL RIGHTS

PRIVILEGES AND IMMUNITIES ARE FURTHER PROTECTED UNDER THE 14th AMENDMENT TO THE U.S. CONSTITUTION WHICH SAYS: "No State ...shall deny to any person within its jurisdiction the equal protection of the laws."

In cases of ejectment, where the question is who has the legal title the Patent of the government is unsailable. Sanford vs Sanford, 139 U.S. 642, 35 L ED 290.

In Federal courts the Patent is held to be the foundation of title at law. Fenn vs Holmes, 21 Howard 481

IMMUNITY FROM COLLATERAL ATTACK: Collins vs Bartlett, 44 Cal 371; Weber vs Pere Marquette Boom Co, 62 Mich 626, 30 NW 469; Surget vs Doe, 24 Miss 118; Pittsmt: Copper co Vs Vanina, 71 mont 44, 227 Pac 46; Green vs Barker, 47 Neb 934 66 NW 1032.

THE FOLLOWING DOCUMENTS ARE ATTACHED TO THIS DECLARATION:  
CERTIFIED COPY OF LAND PATENT OR GRANT; DECLARATION OF HOMESTEAD (strike if not applicable); LEGAL DESCRIPTION OF PORTION OF SAID PATENT OR GRANT. 1) E $\frac{1}{4}$ , NE $\frac{1}{4}$ , T34S, R8EWM 2) NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , S34, T34S, R8EWM

State of: Oregon

County of: Klamath

Subscribed and sworn before me

this 5<sup>th</sup> day of May

1989

Notary Public, State of

ASSIGNEE(S)

3-25-149

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When Recorded, Return To:

Richard M. Miller, Jr.HC 63 Box 560-KChiloquin OR 97624

## DECLARATION OF HOMESTEAD

1. We, Richard M. Miller, Jr. & Teresa S. Miller, DO HEREBY DECLARE:
2. THAT MY MAILING ADDRESS FOR MY HOMESTEAD IS:  
HC 63 Box 560-K CHILOQUIN OREGON 97624
3. WE ARE NOW REDIDING ON THE LAND AND PREMISES LOCATED IN THE CITY OF  
Chiloquin, COUNTY OF Klamath, STATE OF Oregon, KNOWN AND LEGALLY  
DESCRIBED AS FOLLOWS: 1) E $\frac{1}{2}$ , NE $\frac{1}{4}$ , S34, T34S, R8EWM &  
2) NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , S34, T34S, R8EWM
4. WE HEREBY DECLARE AND CLAIM SAID PREMISES AS A HOMESTEAD.
5. NO FORMER DECLARATION OF HOMESTEAD HAS BEEN MADE BY ME EXCEPT AS  
HAS BEEN ABANDONED.
- DATE: 5-5-89 X R M Miller Jr  
Teresa S. Miller

STATE OF Oregon

SS

COUNTY OF Klamath

I/WE, Richard M. Miller, Jr. & Teresa S. Miller or Survivor,  
BEING DULY SWORN ON OATH, DEPOSES AND SAYS: THAT AS SIGNER TO THIS  
DECLARATION OF HOMESTEAD, ALL STATEMENTS MADE HEREIN ARE TRUE AND  
CORRECT, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

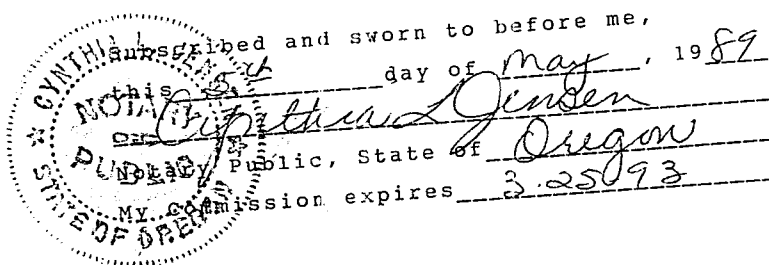


EXHIBIT: (A)

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BUREAU OF LAND MANAGEMENT	
OREGON STATE OFFICE	
825 N.E. MULTNOMAH	
P.O. BOX 2018	
PORTLAND, OREGON 97208	
I CERTIFY THIS REPRODUCTION IS A COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE	
AUTHORIZED SIGNATURE <i>[Signature]</i>	DATE
PAGE 1 OF 1	MAY 2 1989

EXHIBIT "B"

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EXHIBIT "C"

BUREAU OF LAND MANAGEMENT	
OREGON STATE OFFICE 323 N.E. MULTNOMAH P.O. BOX 21015 PORTLAND, OREGON 97200	
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AUTHORIZED SIGNATURE	DATE MAY 2 1989
PAGE: 1 OF 1	

STATE OF OREGON, ss.  
County of Klamath

Filed for record at request of:

on this 5th day of May A.D., 19 89  
at 11:15 o'clock A.M. and duly recorded  
in Vol. N89 of Deeds Page 7713  
Evelyn Biehn County Clerk  
By Daniel M. McCall Deputy.  
Fee. \$38.00