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The United States of America,

On all to whom these presents shall come, Greeting:

WHEREAS, an Order of the Secretary of the Interior has been deposited in the General Land Office, directing that a fee simple patent issue to the claimant Homer Hutchinson, a Klamath Indian, for the Lots three, four, five, six, eleven, twelve, thirteen, and fourteen of Section ten in Township thirty-six south of Range eleven east of the Willamette Meridian, Oregon, containing one hundred fifty-six and thirty-eight-hundredths acres:

15 PM 1 33
NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Land above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereto belonging, unto the said claimant, and to the heirs and assigns of the said claimant forever; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the TWENTY-SEVENTH day of JUNE in the year of our Lord one thousand nine hundred and EIGHTEEN and of the Independence of the United States the one hundred and FORTY-SECOND.

By the President

By

Woodrow Wilson
W. P. L. Roy Secretary
C. C. Samson

RECORD OF PATENTS: Patent Number 638519

Recorder of the General Land Office

2518

8479

RECEIVED TO BUREAU OF LAND MANAGEMENT

608

On the 1st day of May 1989, the Bureau of Land Management, Oregon State Office, 825 N.E. Multnomah, Portland, Oregon 97208, received from the Oregon Department of Fish and Game, 1000 NE Oregon Street, Portland, Oregon 97232, a copy of the Oregon Department of Fish and Game's report on the results of the 1988-1989 fishing season. The report is titled "1988-1989 Fishing Season Report" and is dated May 1, 1989. The report contains information on the number of fish caught, the species of fish caught, and the location where the fish were caught. The report is a copy of the original report and is being submitted to the Bureau of Land Management for its files.

BUREAU OF LAND MANAGEMENT

OREGON STATE OFFICE
825 N.E. MULTNOMAH
P.O. BOX 2965
PORTLAND, OREGON 97208

I CERTIFY THIS REPRODUCTION IS A COPY OF
THE OFFICIAL RECORD ON FILE IN THIS OFFICE.

[Signature] 5-11-89
AUTHORIZED SIGNATURE DATE

PAGE 1 OF 1

ASSIGNEE'S DECLARATION OF LAND GRANT
&
NOTICE OF PRE-EMPTION RIGHT

* * * * *

TO ALL THOSE TO WHOM THESE PRESENTS SHALL COME, KNOW YE:

Pursuant to the Declaration of Independence [1776], the Treaty of Peace with Great Britain (8 Stat. 80) known as the Treaty of Paris [1783], an Act of Congress [April 24, 1820], the Oregon Treaty (9 Stat. 869)[June 15, 1846], the Homestead Act [1862], an Act of Congress (13 Stat. 332, § 1 ch. 194)[July 1, 1864], Acts of Congress [1851] et seq [March 3, 1891] and 43 USC §§ 57, 59 and 83; the recipient hereof is mandated by Art. VI §§ 1, 2 and 3; Art. IV §§ 1, 2 cl. 1, 3 cl. 1 and 2, and § 4; the 4th, 7th, 9th and 10th Amendments (U.S. Constitution [1781-91]); to acknowledge Assignee's Declaration of Land Grant & Notice of Pre-emption Right, prosecuted by authority of Art. III § 2 cl. 1 and 2, and enforced by original/exclusive jurisdiction thereunder.

IT IS HEREBY ORDAINED AND ESTABLISHED BY ORDER OF LAW, THAT: I, Sandra Kathleen Byers, am Assignee in law and bona fide subsequent purchaser by contract, of that certain legally described portion of Land Granted under Original Land Patent Number 638519, duly authorized to be executed in pursuance of Supremacy of Treaty law, Citation and Constitutional mandate, herein referenced, whereupon, a duly authenticated true and correct legal description, together with any/all hereditaments, tenements, pre-emption rights, the LAWFUL and VALUABLE CONSIDERATION for which is APPENDED hereto, and by reference, incorporated herein, made a part hereof.

DISCLAIMER

ASSIGNEE'S SEIZEN IN DEED, AND LAWFUL ENTRY IS INCLUSIVE OF SPECIFICALLY THAT CERTAIN LEGALLY DESCRIBED PORTION OF THE ORIGINAL LAND GRANT OR PATENT NO. 638519, AND NOT THE WHOLE THEREOF, INCLUDING HEREDITAMENTS, TENEMENTS, PRE-EMPTION RIGHTS APPURTENANT THERETO. THE RECORDING OF THIS INSTRUMENT SHALL NOT BE CONSTRUED TO DENY OR INFRINGE UPON ANY OTHERS RIGHT TO CLAIM THE REMAINING PORTION THEREOF. ANY CHALLENGES TO THE VALIDITY OF THIS DECLARATION & NOTICE ARE SUBJECT TO THE LIMITATIONS REFERENCED HEREIN. ADDITIONALLY; A COMMON COURTESY OF SIXTY (60) DAYS IS STIPULATED FOR ANY CHALLENGES HERETO, OTHERWISE, LACHES/ESTOPPLE SHALL FOREVER BAR THE SAME AGAINST SAID ALLODIAL FREEHOLD ESTATE; ASSESSMENT LIEN THEORY TO THE CONTRARY (ORS 275.130), INCLUDED.

MEMORANDUM OF LAW ON ASSIGNEE'S STATUS, PRE-EMPTION RIGHT, PRIVILEGE & IMMUNITY

- 1.) Assignee is a feme sole trader at common law. A Citizen of the United States of America by virtue of her State Citizenship, cognizant, the Preamble(s) of Oregon's Constitution [1857-59] and U.S. Constitution [1781-91], Dred Scott v. Sanford, 19 How 393 [1857]; has never knowingly alienated her State Citizenship, Texas v. White, 7 Wall 700 [1868] under franchise of the declaratory 13th amendment § 2, the 14th et seq amendments, USC Title XI § 1101 (a) (1), (2) & (3), S.S. Act [1935] et seq; enjoys her privileged status at law in accord with Art. IV §§ 1, 2 cl. 1 & 2, 3 cl. 1 & 2 and § 4 [U.S. CONSTITUTION, 1781-91], Cole v. Cunningham, 103 US 107, Fern v. Holme, 21 How 484 [1858], pursuant to an Act of Congress [February 14, 1859] admitting the Territory of Oregon into the Union upon equal footing, full faith and credit, whereupon, Assignee is not restrained by conventional disability to lawfully enter upon said premises, to have and to hold the same (postliminium) unto her heirs and assigns forever, an ALLODIAL FREEHOLD Estate at law, as a constituent sovereign member of the Posterity of "We the People."
- Assignee is not a "person" and/or "taxpayer" defined by state/federal (law merchant) statute; is not a resident alien or foreign corporation, USC Title XI et seq, 26 USC/IRC, 42 USC et seq, Long v. Rasmussen, 281 F. 236, at page 238; is not a cestui que trust (beneficiary) of the State of Oregon Inc., id est, a municipal corporation and political subdivision of Congress of the District of Columbia by reciprocal compacts, agreements, duties and/or obligations.

- 2.) Acts of Congress making notes of the United States, a legal tender do not apply to involuntary contributions in the nature of taxes or assessments (fines, penalties, forfeitures) exacted under State law, Hagar v. Land Reclamation District 108, 111 US 701 [S. Ct., 1884], Lewis v. U.S., 680 F. 2d 1239 [1982], 12 USC 152, 31 USC 371; State's enjoined by Art. I § 10 cl. 1 [U.S. Constitution, 1781-91], Oregon enjoined by Art. XI § 1 [Oregon Constitution, 1857-59], Oregon's H.J.R. 13 (ex-post facto law)[May 21, 1973] and/or ultra vires H.J.R. 192, 31 USC 408 (a) [June 5, 1933] et seq 31 USC enactments to the contrary, notwithstanding.

HENCE; The authority under which this instrument is executed emanates directly from the Word of The OMNIPOTENT, Most High GOD, EL ELYON thy Adonai, as appears in the Holy Scriptures (KJV) at: EXODUS 20:12, which edict states: "Honour thy father (ABBA) and thy mother (ecclesia) that thy days may be long upon the land which the EL ELYON thy Adonai giveth thee for an inheritance, to possess it, for this is the first law with promise, AMEN."

4.) A Land Patent is conclusive evidence that the Patentee has complied with the Act of Congress (Homestead Act)[1862] as concerns improvements on the land, etc., Jenkins v. Gibson, 3 La Ann 203; Wilcox v. Jackson, supra; injunctions & mandamus will not lie against it, Litchfield v. The Register, 9 Wall 575, 19 L. Ed. 681; Ware v. Hulton, 3 Dall (3 US 199)[1796]; Summa Corp., supra.

5.) Title and Rights vested in original Patentee unto bona fide purchaser/assignee in law, will be protected, U.S. v. Debell, 227 F 760 [C8 SD, 1915]; State v. Hewitt Land Co., 74 Wash 573, 134 P 474 [1913]; 43 USC §§ 57, 59, 83 and 175; Congress restricted alienation of Homestead lands after conveyance by U.S. in fee simply, by providing no such lands shall become liable to satisfaction of debts contracted prior to issuance of Patent, USCA Art. IV § 3 cl. 2, and Ruddy v. Rossi, 248 US 104 [1918]; Lien assessment theory (Oregon, O.R.S. 275.130) to the contrary, notwithstanding, U.S. v. Schurz, 102 US 378; U.S. v. Champaign County, Fed Supp 474 [1958]; Summa Corp., supra.

6.) A Patent certificate, Patent issued, or confirmation made to an original Grantee or his legal representative embraces representative of the Grantee unto Assignee, by contract, as well in law, Hogan v. Page, 69 US 605, 17 L. Ed. 854; Where the issue is who has paramount legal Title, Patent issued by the U.S. is unassailable, Sanford v. Sanford, 139 US 642, 35 L. Ed. 290; Johnson v. Christen, 128 US 374, 32 L. Ed. 412; Doe v. Aiken, 31 Fed 393; Then, such land is not taxable by the State, Sargent v. Herrick & Stevens, 221 US 404, 55 L. Ed. 787; Lomas v. Pickering, 173 US 26, 43 L. Ed. 601; HENCE: "No State shall impair the obligation of contracts (U.S. Constitution, Art. I § 10 cl. 1 [1781-91]"; Assignee's seizen in deed, lawful entry, exercised under authority of Art. IV, supra, and Cole v. Cunningham, 103 US 107, as against all the world, DROIT DROIT DOMINIUM JUS IN RE.

7.) IMMUNITY FROM COLLATERAL ATTACK: Collins v. Bartlett, 44 Cal 371; Green v. Barker, 47 Neb 934, 66 NW 1032; Sawyer v. Brodle, 209 US 393, 52 L. Ed. 849; Fenn v. Holmes and Summa Corp., stare decisis, supra.

* DOCUMENTS APPENDED HERETO, INCORPORATED HEREIN BY THIS REFERENCE, ARE AS FOLLOWS:

a.) A certified true copy of the Original Land Patent/Grant No. 638519 containing a portion thereof, legally described (inclusive) Assignee's entry and seizen in deed; b.) Assignee's Declaration of Homestead; c.) An Original or certified true copy of Assignee's warranty deed; d.) Substantive Bill of Conveyance evidencing the Lawful and/or Valuable consideration(s) executed; conveying absolute ownership to Assignee, process by which, in lawful effect, perfects ALLODIAL TITLE in ASSIGNEE, Wilcox v. Jackson, supra.

SUBSCRIBED and AFFIRMED, nunc pro tunc, 6 / 27 / 1918 .

SUBSCRIBED and AFFIRMED to as entirely true and correct, as set forth herein,
this 15 day of May, 1989.

[illegible]

Sandra Kathleen Byers
Sandra Kathleen Byers, Declarant/Assignee
13th Judicial District
P.O. Box 37
Sprague River, Oregon (Klamath County)
Ph. No. 1-503-533-2482

We, the undersigned, Witness this day, that the one known to us to be the above signator, Declarant/Assignee, did personally appear before us and upon affirmation of the foregoing, did voluntarily affix her signature hereto.

Signature of Witness: Clarence W. Byers

5/15/89
Date:

D. O. C.
Citizen of Union:

Signature of Witness: Steve H. Barrett

5115189
Date:

Republic of Oregon
Citizen of Union:

Taylor O.P. Richardson
Signature of Witness:

Date: 5/15/89

Oregon
Citizen of Union:

OK

KNOW ALL MEN BY THESE PRESENTS, That Clarence W. Byers and Nancy K. Byers, husband and wife, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by Sandra Kathleen Byers, daughter, Assignee in law, as well as by contract and bona fide subsequent purchaser, hereinafter called the grantee, does hereby grant, ~~hereby set~~ and convey unto the said grantee and grantee's heirs, ~~assigns~~ and assigns, that certain real property, with the tenements, hereditaments ~~and appurtenances~~ thereunto belonging or appertaining, situated in the County of Klamath and State of Oregon, described as follows, to-wit:

Block 8, Lot 24, Second Addition to Nimrod River Park, S 10 of T 36 S, R 11 E of the Willamette Meridian, containing One and One-half acres. All easements and rights of Way remaining unaltered.

Note: This instrument is supersedeas to that on file with the Klamath County Recorder at Vol. M85, Pages 14756 through 14757 inclusive, of Deeds, Recording No. 53205, dated: September 12, 1985; nunc pro tunc, 9-10-1985.

The lawful and valuable consideration for which, hereinafter stated, is a continuance of particulars of prior recording, stated above, and includes a stipulation that grantor remain upon the premises, as stated above, for the remainder of his/her life, rent free, and without interruption, and that the same is a vested Homestead, under pre-emption right and federally issued Land Patent No. 638519.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, ~~assigns~~ and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, ~~assigns~~ and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, including assessment lien theories, foreclosure and sheriff's sale, etc.

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, ~~except those claiming under the above and recorded instrument~~, nunc pro tunc, 9-10-1985.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 50x,999 ~~tr~~ U.S.. However, the actual consideration consists of or includes other property or value given or promised which is part of the ~~consideration~~ consideration (indicated above), stated above: 31 USC 371 - Art. I § 10 cl. 1 (U.S.)

In construing this deed and where the context so requires, the singular includes the plural.

WITNESS grantor's hand this 15 day of MAY, 1989.

Land Patent No. 638519 updated:
Homestead Pre-emption Right reserved unto grantee and grantee's heirs and assigns forever.

Clarence W. Byers N.K. Byers
P.O. Box 37
Sprague River, Or. 97601

STATE OF OREGON, County of N/A ss.
Personally appeared the above named N/A N/A N/A, 1989

and acknowledged the foregoing instrument to be N/A voluntary act and deed.

Note: Records Duty to Record without the necessity of Notary: ORS 93.010, (ORS 93.230(3), 93.410, 93.610, 93.620 and 93.680(a).

Before me: N/A
Notary Public for Oregon
My commission expires N/A

NOTE—The sentence between the symbols ①, if not applicable, should be deleted. See Chapter 462, Oregon Laws 1967, as amended by the 1967 Special Session.

Clarence W. & Nancy K. Byers

P.O. Box 37

Sprague River, Or. 97639

GRANTOR'S NAME AND ADDRESS

Sandra Kathleen Byers

13th Judicial District, P.O. Box 37

Sprague River, Oregon (Klamath County)

assignees/GRANTEE'S NAME AND ADDRESS

After recording return to:

Sandra Kathleen Byers

13th Judicial District, P.O. Box 37

Sprague River, Oregon (Klamath County)

assignees/NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:

Grantee/Assignee disclaims any/all taxes

as ultra vires against Patent No. 638519

& Pre-emption Right of Homestead.

NAME, ADDRESS, ZIP

STATE OF OREGON,
County of } ss.
I certify that the within instrument was received for record on the day of , 1989, at o'clock M., and recorded in book/reel/volume No. on page or as fee/file/instrument/microfilm/reception No. Record of Deeds of said county.
Witness my hand and seal of County affixed.

SPACE RESERVED
FOR
RECORDER'S USE

NAME TITLE
By Deputy

ASSIGNEE'S

DECLARATION OF HOMESTEAD

8483

1.) I, SANDRA KATHLEEN BYERS, DO SOLEMNLY DECLARE THAT:

2.) I am the Assignee in law, as well as by contract, and bona fide subsequent purchaser of the following legally described portion of land, original Title of which being relinquished by the United States under legally issued Patent No. 638519, and, that the same ought to be, and is hereby declared to be a "HOMESTEAD" subject to pre-emption right, to-wit:

Block 8 Lot 24, Second Addition to Nimrod River Park, Sec. 10, T 36 S, R 11 E of the Willamette Meridian, containing One and One-half acres. All easements and rights of way appurtenant thereto remaining intact and unaltered.

Note: Statutory assessment and/or improvement upon Homestead premises complied with, id est., a sixty-five (65) feet deep well drilled, cased, and capped, pump house enclosure and fence.

3.) Pursuant to the applicable law of the United States of America, to-wit: a.) An Act of Congress [April 24, 1820]; b.) The Oregon Treaty [June 15, 1846], 9 Stat. 869; c.) The Homestead Act [1862] et seq. 13 Stat. 332, § 1 ch. 194 and An Act of Congress [March 3, 1891]; and d.) 43 USC & USCA - Public Lands et al.

4.) Whereby, this instrument, and the foregoing laws, are executed in accordance with the Word of the Most High GOD, the Omnipotent Eternal Creator, ADONAI EL ELLYON YHVH, which states in relevant part, viz:

"Honour thy father (Abba) and thy mother (ecclesia) that thy days may be long upon the land which thy ADONAI EL ELLYON YHVH giveth thee for an inheritance to possess it for this is the first law with promise."

Exodus 19:5 & 6, 20:12; Ephesians 6:2 & 3 & I Peter 2:9 (KJV) Holy Bible.

5.) The statutory requirement of assessment work and/or improvements to and upon the land described above have been complied with.

6.) That I, personally, and/or members of my immediate family now occupy said Homestead premises as a permanent dwelling place, under pre-emption right, together with any/all tenements, hereditaments and/or implements of husbandry appertaining thereto for the maintenance and preservation of said Homestead unto my heirs and assigns for ever.

7.) Said Homestead described above is pre-empted from assessment lien theory, foreclosure action, sheriff's sale, etc., by virtue of the foregoing entitled authority and the 1792 Coinage Act codified at 31 USC 371 & 12 USC 152; Ling Su Fan v. U.S., 28 US 302; Wallace v. Harmstad, 44 Pa. (8 Wright) 492, 499; Perry v. U.S., 204 US 330; Stanek v. White, 172 Minn. 390, 215 NWR 781, 784; Hagar v. Land Reclamation District 108, 111 US 701; said Homestead Land being unassailable by collateral attack, Neff v. U.S., 165, 263, 377, 91 C. CA 241; Summa Corp. v California ex rel. State Lands Commission & City of Los Angeles, 104 US 1754 [April 17, 1984]; State of Oregon Inc. further enjoined by Art. I § 10 cl. 1 (U.S. Constitution, 1781-1791) and Art. XI § 1 (Oregon Constitution 1857-59).

SUBSCRIBED and AFFIRMED to, nunc pro tunc, 9 / 10 / 1985.

SUBSCRIBED and AFFIRMED to this 15 day of May, 1989.

Recorders Duty to Record: ORS 93.010, 93.410, 93.610 & 93.620; Patent recordability: ORS 93.230(3) & 93.680(a).
After recording return to mailing address:

Sandra Kathleen Byers
Sandra Kathleen Byers, Assignee/
Homesteader & Declarant
13th Judicial District
P. O. Box 37
Sprague River, Oregon (Klamath Co.)

We, the undersigned, Witness this day, that the one known to us to be the above signator, Declarant/Assignee, did personally appear before us and upon affirmation of the foregoing, did voluntarily affix her signature hereto.

Clarence W. Boyd
Signature of Witness:

5 / 15 / 89
Date:

D. O. C.
Citizen of Union:

Gregg R. Campbell
Signature of Witness:

5 / 15 / 89
Date:

Republic of Oregon
Citizen of Union:

Taylor O. P. Richardson
Signature of Witness:

5 / 15 / 89
Date:

Oregon
Citizen of Union:

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ the 16th day
of May A.D. 19 89 at 1:33 o'clock P.M., and duly recorded in Vol. M89
of _____ deeds on Page 8478.

FEE \$38.00

EVELYN BLYNN County Clerk
By Christa H. Letch