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2013 SEP 13 AM 10:22

LISA C. LLOYD  
LINCOLN COUNTY CLERK  
DEPUTY

1 COA

2 Cecilia Anne Wilks  
3 c/o Anna Brown  
4 Post Office Box 615  
5 190 Front Street  
6 Caliente, Nevada  
7 (702) 290-6211

DISTRICT COURT

8 CLARK COUNTY, NEVADA

9 Lincoln County

10 In the Matter of the Estate of  
11 Cecilia Anne Wilks, Executrix  
12 Plaintiff(s),

13 For  
14 -vs-

15 MICHAEL JAMES EVANOFF, SENIOR

16 Defendant(s).

17 Deceased 7 JUN 2009

CASE NO. 1010010

DEPT. NO. PROBATE

NOTICE OF CHANGE OF ADDRESS

18 To: Clerk of Court; and

19 To: Opposing Counsel or Litigant

20 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE THAT:

21 Executrix  Plaintiff or  Defendant has a new mailing address.

22 New address: Cecilia Anne Wilks, Executrix; c/o Anna Brown, 190 Front Street,

23 Post Office Box 615, Caliente, Nevada;

24 Please Take Notice:

25 1. Newly discovered property and assets have been found hereby identified in part in  
26 the attached "Affidavit Claiming Exempt Property" incorporated herein fully by reference  
27 as Exhibit A" in accordance with NRS 144.090;

28 2. That upon discovery of the facts contained within said "Affidavit Claiming Exempt  
Property" and in accordance with NRS 196.030 Misprison of Treason, I am required to  
report such crimes, fraud, counterfeiting and treason and/or knowledge of such matters  
to the Governor or a justice of the Supreme Court or a judge of the district court;

1 3. That Michael James Evanoff, Senior served in the Armed forces (Navy) previous to  
2 our marriage of 7 DEC 1973 and upon entering said service was required to take an  
3 Oath to support and defend the Constitution of the United States of America;

4 4. That Michael James Evanoff Senior did not know that Federal Reserve notes were  
5 "Worthless Securities" or he would have redeemed them in "Lawful Money" authorized  
6 by the Congress in accordance with Article I Section 10;

7 5. That Michael James Evanoff, Senior was entitled to the same exemptions as I have  
8 established with my Schools First Federal Credit Union previously approved by their  
9 legal department before notarized in accordance with Article I Section 10;

10 6. The abovementioned document is recorded with the Lincoln County Recorder as  
11 DOC# 0142732, Book 276, Page 0634 on the 8<sup>th</sup> day of February 2013;

12 7. THEREFORE, due to the "New Assets and Other Property" discovered and  
13 pursuant to NRS 104A.4507, My Child Support Judgment choice of law is the Act of  
14 February 25, 1862 and Article I Section 10 of the United States Constitution.

15 To: Clerk of Court, and  
16 Telephone number: (702) 290-6211

17 DATED this 12<sup>th</sup> day of July, 20 13.

18 *Leschi Anne Wilks*  
19 Name

FILED

2013 SEP 13 AM 10:23

LISA C. LLOYD  
LINCOLN COUNTY CLERK  
*MB*  
DEPUTY

1 **AFFT of Truth**  
2 Cecilia Anne Wilks  
3 c/o Anna Brown  
4 Post Office Box 615  
5 190 Front Street  
6 Caliente, Nevada  
7 (702) 290-6211

DISTRICT COURT

CLARK COUNTY, NEVADA

LINCOLN County

8 In the Matter of the Estate of  
9 Cecilia Anne Wilks  
10 Executrix ~~Plaintiff(s)~~,

For

11 MICHAEL JAMES EVANOFF, SENIOR

12 ~~Defendant(s)~~.

13 deceased 7 JUN 2009

CASE NO. 1010010

DEPT. NO. Probate

15 **AFFIDAVIT CLAIMING EXEMPT PROPERTY**

16 STATE OF Nevada )  
17 ) ss:  
18 COUNTY OF Lincoln )

19 I, Cecilia Anne Wilks, formerly known as "Cecilia Ann[e] Evanoff" by way of the 7  
20 DEC 1973 marriage to Michael James Evanoff, Senior, deceased as of 7 JUN 2009,  
21 hereby state that the facts contained within this Affidavit are true and correct, if not  
22 rebutted, and if called upon, I shall testify as to the accuracy of each and every fact  
23 based on First Hand Knowledge and/or Personal Belief and as to those matters I  
24 believe them to be true; And further, believe the property or money taken from me is  
25 exempt from execution. I claim the following exemption:

26  
27 1. U.S. Constitution Article I Section 10: "No State shall enter into any Treaty, Alliance,  
28 or Confederation; grant Letters of Marque or Reprisal; coin Money; emit Bills of Credit;

1 make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of  
2 Attainder, ex post facto Law, or Law impairing the Obligation of Contracts, or grant any  
3 Title of Nobility," A CCELO USQUE AD CENTRUM, From the Heavens to the Center  
4 of the Earth; And further,

5 act, and not inconsistent therewith, are hereby revived and  
6 2. The "Legal Tender Act" of February 25, 1862, Section 1, in part, states:

7 ". . . That the Secretary of the Treasury is hereby authorized to issue, on the credit of  
8 the United States, one hundred and fifty millions of dollars of United States notes, not  
9 bearing interest, payable to bearer, at the Treasury of the United States, and of such  
10 denominations as he may deem expedient, not less than five dollars. . ."; And further,

11 3. Section 2, in pertinent part, states:

12 "That to enable the Secretary of the Treasury to fund the Treasury notes and  
13 floating debt of the United States, he is hereby authorized to issue, on the credit of the  
14 United States, coupon bonds, or registered bonds, to an amount not exceeding five  
15 hundred millions of dollars, redeemable at the pleasure of the United States after five  
16 years, and payable twenty years from the date, and bearing interest at the rate of six  
17 per centum per annum, payable semi-annually. And the bonds herein authorized shall  
18 be of such denominations, not less than fifty dollars, as may be determined upon by the  
19 Secretary of the Treasury. and the Secretary of the Treasury may dispose of such  
20 bonds at any time, at the market value thereof, for the coin of the United States, or for  
21 any of the Treasury notes that have been or may hereafter be issued under any former  
22 act of Congress, or for United States notes that may be issued under the provisions of  
23 this act; and all stocks, bonds, and other securities of the United States held by  
24 individuals, corporations, or associations, within the United States, shall be exempt from  
25 taxations by or under State authority." And further,  
26  
27  
28

1 4. Under, Section 3 of said "Legal Tender" act, in pertinent part, states: ". . . and for  
2 the provisions of the act entitled, 'An act to authorize the issue of Treasury Notes,'  
3 approved the twenty-third day of December, eighteen hundred and fifty-seven, so far as  
4 they can be applied to this act, and not inconsistent therewith, are hereby revived and  
5 reeacted; and the sum of three hundred thousand dollars is hereby appropriated, out of  
6 money in the Treasury not otherwise appropriated, to enable the Secretary of the  
7 Treasury to carry this act into effect." And further,

8  
9  
10 5. According to Section 5, "And be it further enacted, That all duties on imported  
11 goods shall be paid in coin, or in notes payable on demand heretofore authorized to be  
12 issued and by law receivable in payment of public dues, and the coin so paid shall be  
13 set apart as a special fund, and shall be applied as follows:

14 "First. To the payment in coin of the interest on the bonds and notes of the United  
15 States.

16  
17 "Second. To the purchase or payment of one per centum of the entire debt of the  
18 United States, to be made within each fiscal year after the first day of July, eighteen  
19 hundred and sixty-two, which is to be set apart as a sinking fund, and the interest of  
20 which shall in like manner be applied to the purchase or payment of the public debt as  
21 the Secretary of the Treasury shall from time to time direct.

22  
23 "Third. The residue thereof to be paid into the Treasury of the United States."

24 6. And where NRS 193.021 clearly defines the term "Personal property" as: 'Personal  
25 property' includes dogs and all domestic animals and birds, water, gas and electricity, all  
26 kinds or descriptions of money, chattels and effects, all instruments or writings  
27 completed and ready to be delivered or issued by the maker, whether actually delivered  
28

1 or issued or not, by which any claim, privilege, right, obligation or authority, or any right  
2 or title to property, real or personal, is or purports to be, or upon the happening of some  
3 future event may be evidenced, created, acknowledged, transferred, increased,  
4 diminished, encumbered, defeated, discharged or affected, and every right and interest  
5 therein." And further,

7 7. The Second Clause of Article VI of the United States Constitution states:

8 "This Constitution, and the Laws of the United States which shall be made in  
9 Pursuance thereof; and all Treaties made, or which shall be made, under the Authority  
10 of the United States, shall be the supreme Law of the Land; and the Judges in every  
11 State shall be bound thereby, any Thing in the Constitution or Laws of any State to the  
12 Contrary notwithstanding." And further,

14 8. The Third Clause of Article VI states:

15 "The Senators and Representatives before mentioned, and the Members of the  
16 several State Legislatures all executive and judicial Officers, both of the United States,  
17 and of the several States, shall be bound by Oath or Affirmation, to support this  
18 Constitution; but no religious Test shall ever be required as a Qualification to any Office  
19 or public Trust under the United States." And where,

21 9. NRS 193.019 defines "Officer" and "public officer" as:

22 "'Officer' and 'public officer' include all officers, members and employees of: 1. the  
23 State of Nevada; 2. Any political subdivision of this State; 3. Any other special district,  
24 public corporation or quasi-corporation of this State; 4. Any agency, board or  
25 commission established by this State or any of its political subdivisions. and all persons  
26 exercising or assuming to exercise any of the powers or functions of a public officer.";  
27

28 And where,

1 10. Pursuant to NRS 205.380 obtaining money by false pretenses is a criminal offense  
2 and a person who knowingly and designedly by any false pretense obtains from any  
3 other person any money with the intent to cheat or defraud the other person, is a cheat,  
4 and, unless otherwise prescribed by law, shall be punished if the value was \$250 or  
5 more, for a category B felony by imprisonment in the state prison for a minimum term of  
6 not less than 1 year and a maximum term of not more than 6 years, or by a fine of not  
7 more than \$10,000, or both fine and imprisonment. In addition to any other penalty, the  
8 court shall order the person to pay restitution; and

9  
10  
11 11. NRS 193.017 defines "Knowingly" as:  
12 "'Knowingly' imports a knowledge that the facts exist which constitute the act or  
13 omission of a crime, and does not require knowledge of its unlawfulness. Knowledge of  
14 any particular fact may be inferred from the knowledge of such other facts as should put  
15 an ordinarily prudent person upon inquiry." and wherein

16  
17 12. The Nevada Constitution clearly states under Article XV Section 2, Oath of office,  
18 as follows:  
19 "Members of the legislature, and all officers, executive, judicial and ministerial,  
20 shall, before they enter upon the duties of their respective offices, take and subscribe to  
21 the following oath: 'I, ....., do solemnly [solemnly] swear (or affirm) that I will  
22 support, protect and defend the constitution and government of the United States, and  
23 the constitution and government of the State of Nevada, against all enemies, whether  
24 domestic or foreign, and that I will bear true faith, allegiance and loyalty to the same,  
25 any ordinance, resolution or law of any state notwithstanding, and that I will well and  
26 faithfully perform all the duties of the office of ....., on which I am about to enter;  
27 (if an oath) so help me God; (if an affirmation) under the pains and penalties of perjury."  
28

1 13. "We hold these truths to be self-evident, that all men are created equal, that they  
2 are endowed by their Creator with certain unalienable Rights, that among these are Life,  
3 Liberty and the pursuit of Happiness" the foundation of which was battle born in the  
4 Nevada Constitution under Article I Section 1 as follows:

5  
6 "Section 1. Inalienable rights. All men are by Nature free and equal and have  
7 certain inalienable rights among which are those of enjoying and defending life and  
8 liberty, Acquiring, Possessing and Protecting property and pursuing and obtaining  
9 safety and happiness;" And where,

10  
11 14. Article I Section 10 of the United States Constitution is clearly in para materia with  
12 the Nevada Constitution's Article I Section 15, articulated as follows:

13 "Bill of attainder; ex post facto law; obligation of contract. No bill of attainder, ex-  
14 post-facto law, or law impairing the obligation of contracts shall ever be passed." And,

15 15. NRS 99.010 Dollar, cent, and mill to be money of account, states:

16 "The money of account of this state shall be the dollar, cent and mill. All the  
17 accounts in the public offices, other public accounts, and all proceedings in courts,  
18 shall be kept and had in conformity with this section."; Please Take Notice:

19  
20 16. Federal Reserve notes are not money but are in fact a Thing, nothing more than  
21 "Worthless Securities" according to Title 26 U.S.C.165(g) as Federal Reserve notes are  
22 not redeemable nor exchangeable for Article I Section 10 constitutionally mandated  
23 coined money of which said confusion, misrepresentation and a withholding of material  
24 facts has created mass deception under fraud (as noted below and above), waste, and  
25 which constitutes a "prohibited transaction" under Title 26 U.S.C. 4975; And further,

26  
27 17. The Nevada Constitution clearly prohibits said activity, under Article 8. Municipal  
28 and Other Corporations, the following:



1 "Section 6. Circulation of certain bank notes or paper as money prohibited. No bank  
2 notes or paper of any kind shall ever be permitted to circulate as money in this State,  
3 except the Federal currency, and the notes of banks authorized under the laws of  
4 Congress;"

6 18. According to the Legal Tender Act of February 25, 1862, "United States Stock" or  
7 "personal property" belonging to the Estate of Michael James Evanoff, Senior, was/is  
8 exempt from state taxation, i.e. power, water, gas, garbage, phone, etc., and under,  
9 Sec. 6, states: "That if any person or persons shall falsely make, forge, counterfeit, or  
10 alter, or cause or procure to be falsely made, forged, counterfeited, or altered, or shall  
11 willingly aid or assist in falsely making, forging, counterfeiting, or altering, any note,  
12 bond, coupon, or other security issued under the authority of this act, or heretofore  
13 issued under acts to authorize the issue of Treasury notes or bonds; or shall pass, utter,  
14 publish, or sell, or attempt to pass, utter, public, sell, or bring into the United States from  
15 any foreign place with intent to pass, utter, publish, or sell, or shall have or keep in  
16 possession or conceal, with intent to utter, publish, or sell, any such false, forged,  
17 counterfeited, or altered note, bond, coupon, or other security, with intent to defraud any  
18 body corporate or politic, or any other person or persons whatsoever, every person so  
19 offending shall be deemed guilty of felony, and shall, on conviction thereof, be punished  
20 by fine not exceeding five thousand dollars, and by imprisonment and confinement to  
21 hard labor not exceeding fifteen years, according to the aggravation of the offence" plus  
22 other penalties involved all of which were lessen to fines and imprisonment rather than  
23 the death penalty as was stated in the Coinage Act of April 2, 1792; And further

25 19. Title 12 U.S.C. 411 states that Federal Reserve notes (hereinafter referred to as  
26 "FRNs") are redeemable in "Lawful Money;" but the FRNs must be declared, for income

1 tax purposes, as "Worthless Securities" in order to receive a credit for the Federal  
2 currency in the form of a "United States" (RED SEAL) and/or "Treasury Note" (BLUE  
3 SEAL); And further,

4  
5 20. The so-called "security features" stated as specially built-in to the FRNs created for  
6 the use of the visually impaired does not inform blind "We the People" that they are  
7 entitled to a "United States Note" and the blind have no way of knowing, by touching the  
8 FRN note, that the FRNs are nothing more than "Worthless Securities," a THING that is  
9 prohibited by Article I Section 10 of the Constitution of the United States; And further,

10  
11 21. The "ONE DOLLAR" Federal Reserve note does not represent "Is Real" money  
12 nor a constitutionally mandated Coin in the form of a Spanish milled silver dollar as per  
13 the Coinage Act of April 2, 1792; FRNs are prohibited "Things," not real "Lawful Money"  
14 and do not contain any warning whatsoever that would put a reasonable individual or  
15 prudent person upon inquiry nor any notice whatsoever that by an individual  
16 designating, pledging or declaring even a "ONE DOLLAR" Federal Reserve note as  
17 income on an Internal Reveue Service LABEL Form 1040 pursuant to 26 U.S.C. 6096,  
18 means that they are giving up all Right, Title and Interest to their ancestor's estates in  
19 the form of a "Qualified disclaimer" pursuant to Ttitle 26 U.S.C. 2518 which reveals:  
20  
21

22 "2518(a) GENERAL RULE~~~For purposes of this subtitle, if a person makes a  
23 qualified disclaimer with respect to an interest in property, this subtitle shall apply with  
24 respect to such interst as if the interest had never transferred to such person;

25 "(b) QUALIFIED DISCLAIMER~~~For purposes of subsection (a), the term  
26 "qualified disclaimer" means an irrevocable and unqualified refusal by a person to  
27 accept an interest in property but only if~~(1) such refusal is in writing, (2) such writing  
28 is received by the transferror of the interest, his legal representative, or the holder of the

1 legal title to the property to which the interest relates not later than the date which is 9  
2 months after the later of (A) the date on which the transfer creating the interest in  
3 such person is made, or (B) the day on which such person attains age 21, (3) such  
4 person has not accepted the interest or any of its benefits, and (4) as a result of such  
5 refusal, the interest passes without any direction on the part of the person making the  
6 disclaimer and passes either (A) to the spouse of the decedent, or (B) to a person  
7 other than the person making the disclaimer." And further

9 22. Subsection (c) reveals the following: "Other Rules For purposes of subsection

10 (a) (1) DISCLAIMER OF UNDIVIDED INTEREST. A disclaimer with respect to an  
11 undivided portion of an interest which meets the requirements of the preceding  
12 sentence shall be treated as a qualified disclaimer of such portion of the interest. (2)

13 POWERS. A power with respect to property shall be treated as an interest in such  
14 property. (3) CERTAIN TRANSFERS TREATED AS DISCLAIMERS. A written

15 transfer of the transferor's entire interest in the property (A) which meets requirements  
16 similar to the requirements of paragraphs (2) and (3) of subsection (b), and (B) which is  
17 to a person or persons who would have received the property had the transferor made a  
18 qualified disclaimer (within the meaning of subsection(b)), shall be treated as a qualified  
19 disclaimer."

20 23. And where it is to be noticed under Title 50a U.S.C. Section 7 (c) states the

21 following: "If the President shall so require any money or other property including (but  
22 not thereby limiting the generality of the above) patents, copyrights, applications

23 therefor, and rights to apply for the same, trade marks, choses in action, and rights of

24 claims of every character and description owing or belonging to or held for, by, on

25 account of, or on behalf of, or for the benefit of, an enemy or ally of enemy not holding a

1 license granted by the President hereunder, which the President after investigation shall  
2 determine is so owning or so belongs or is so held, shall be conveyed, transferred,  
3 assigned, delivered, or paid over to the Alien Property Custodian, or the same may be  
4 seized by the Alien Property Custodian; and all property thus acquired shall be held,  
5 administered and disposed of as elsewhere provided in this Act [sections 1 to 6, 7 to 39,  
6 and 41 to 44 of this Appendix." Please Take Notice!

7 24. Title 50a U.S.C. Section 7(e) states: "No person shall be held liable in any court for  
8 or in respect to anything done or omitted in pursuance of any order, rule, or regulation  
9 made by the President under the authority of this Act [sections 1 to 6, 7 to 39, and 41 to  
10 44 of this Appendix." And where,

11 25. The First Session of the 93d Congress, on November 19, 1973 ordered to be  
12 printed, "Senate Report No. 93-549" which reveals in the first paragraph of the  
13 Introduction, the following: "A Brief Historical Sketch of the Origins of Emergency  
14 Powers" as follows:

15 "A majority of the people of the United States have lived all of their lives under  
16 emergency rule. For 40 years, freedoms and governmental procedures guaranteed by  
17 the Constitution have, in varying degrees, been abridged by laws brought into force by  
18 states of national emergency. The problem of how a constitutional democracy reacts to  
19 great crisis, however, far antedates the Great Depression. As a philosophical issue, its  
20 origins reach back to the Greek city-states and the Roman republic. And, in the United  
21 States, actions taken by the Government in times of great crisis have---from, at least,  
22 the Civil War---in important ways shaped the present phenomenon of a permanent state  
23 of national emergency." And where,

24 26. Title 26 U.S.C 911(e) reveals the following:

1 "(e) ELECTION.~~(1) IN GENERAL.~~ An election under subsection (a) shall  
2 apply to the taxable year for which made and to all subsequent taxable years unless  
3 revoked under paragraph (2). (2) REVOCATION.~~A taxpayer may revoke an election  
4 made under paragraph (1) for any taxable year after the taxable year for which such  
5 election was made. Except with the consent of the Secretary, any taxpayer who makes  
6 such a revocation for any taxable may not make another election under this section for  
7 any subsequent taxable year before the 6<sup>th</sup> taxable year after the taxable year for which  
8 such revocation was made." And where I find,

10 27. Title 26 U.S.C. Section 1040, TRANSFER OF CERTAIN FARM, ETC., REAL  
11 PROPERTY, "(a) General rule.~~If the executor of the estate of any decedent  
12 transfers to a qualified heir (within the meaning of section 2032A(e)(1) any property  
13 with respect to which an election was made under section 2032A, then gain on such  
14 transfer shall be recognized to the estate only to the extent that, on the date of such  
15 transfer, the fair market value of such property exceeds the value of such property for  
16 purposes of chapter 11 (determined without regard to section 2032A); And further,

18 28. Title 26 U.S.C. 2032A(e)(1), Qualified Heir~~The term "qualified heir" means, with  
19 respect to any property, a member of the decedent;s family who acquired such property  
20 (or to whom such property passed) from the decedent. If a qualified heir disposes of any  
21 interest in qualified real property to any member of his family, such member shall  
22 thereafter be treated as the qualified heir with respect to such interest; (2) Member of  
23 Family.~~The term "member of the family" means, with respect to any individual,  
24 only~~(A) an ancestor of such individual, (B) the spouse of such individual, (C) a lineal  
25 descendant of such individual, of such individual's spouse or of a parent of such  
26 individual, or (D) the spouse of any lineal descendant described in subparagraph (C).

1 For purposes of the preceding sentence, a legally adopted child of an individual shall be  
2 treated as the child of such individual by blood.

3 29. NRS 111.040 Validity of conveyances made before December 2, 1861, which  
4 states: "All conveyances of real property made, acknowledged or proved prior to  
5 December 2, 1861, according to the laws in force at the time of the making,  
6 acknowledgment or proof, shall have the same force as evidence, and be recorded in  
7 the same manner and with like effect as conveyances executed and acknowledged in  
8 pursuance of this chapter." And further,

9  
10  
11 30. NRS 111.045 Legality of conveyances executed before December 2, 1861,  
12 depends on laws and customs of mining and agricultural districts, which states:

13 "The legality of the execution, acknowledgment, proof, form or record of any  
14 conveyance, or other instrument made, executed, acknowledged, proved or recorded  
15 prior to December 2, 1861, shall not be affected by anything contained in this chapter,  
16 but shall depend for its validity or legality upon the laws and customs then in existence  
17 and in force in the mining and agricultural districts." And further,

18  
19 31. NRS 111.050 Chapter not to be construed to conflict with lawful mining rules,  
20 regulations and customs, which states the following:

21 "This chapter shall not be so construed as to interfere or conflict with the lawful  
22 mining rules, regulations or customs in regard to the locating, holding or forfeiture of  
23 claims, but in all cases of mortgages of mining interests under this chapter, the  
24 mortgagee shall have the right to perform the same acts that the mortgagor might have  
25 performed for the purpose of preventing a forfeiture of the same under the rules,  
26 regulations or customs of mines, and shall be allowed such compensation therefore as  
27 shall be deemed just and equitable by the court ordering the sale upon a foreclosure.  
28

1 compensation shall, in no case, exceed the amount realized from the claim by a  
2 foreclosure and sale." And where,

3 32. The Pittsburgh Post-Gazette via the Internet on Sunday, March 25, 2012, reported  
4 the following in pertinent part:

5  
6 "An affiliate company owned by Chesapeake Energy CEO Aubrey McClendon is  
7 mortgaging its stake in West Virginia oil and gas leases, making Brooke County  
8 farmland part of a billionaire's portfolio built to profit on the promise of future drilling.

9  
10 "The affiliate company--Jamestown Resources-- has entered into mortgages with  
11 a global investment group to raise funds against untold portions of its holdings in West  
12 Virginia. Jamestown Resources is owned by Mr. McClendon, who also owns a personal  
13 stake in every well that Chesapeake drills.

14  
15 "The mortgaging gives Mr. McClendon the opportunity to raise cash now on the  
16 promise of drilling at a time when the industry is scaling back production and waiting for  
17 natural gas prices to rebound. Meanwhile, the practice is NEVER DISCLOSED TO THE  
18 LANDOWNERS WHOSE PROPERTY IT CONCERNS, although it is filed in the Brooke  
19 County Courthouse alongside the Oklahoma City-based Chesapeake. If the well  
20 doesn't produce or isn't drilled, the only collateral jeopardized is oil and gas interests in  
21 Brooke County. [Bolded Emphasis added]

22  
23 "What Aubrey does with his own investments is separate from what the company  
24 does," said Bob Brackett, a senior analyst at New York-based Sanford C. Bernstein &  
25 Co. LLC. 'But Aubrey as the CEO is willing to take big bets, and he's consistent with his  
26 own money.'"

27  
28 "The mortgages can be bundled and traded, not unlike how home W.Va  
mortgages have been on Wall Street.

1 "SINCE THE LANDOWNERS DO NOT HAVE TO BE INFORMED ABOUT THE  
2 MORTGAGING PRACTICE, it's hard to gauge just how COMMON it is. Chesapeake  
3 says this is standard procedure for such transactions. P. Nathan Bowles Jr., an oil and  
4 gas attorney in Charleston, W.Va., who served as trustee on some Jamestown  
5 mortgages, agrees it's standard strategy. I have these leases, I'm experienced in the  
6 business ... so I'd like to borrow money to finance the drilling and I'll Pay you back as  
7 this oil or gas is produced." [Bolded Emphasis added]  
8

9 "Chesapeake calls this everyday business, saying it's taken mortgages out on  
10 holdings for the 23 years it's been operating.  
11

12 "While the recent mortgages are taken out against stakes held in each individual  
13 oil and gas lease, the borrower--in this case Mr. McClendon--presents the entire  
14 package of interests to EIG Global Energy Partners, a Washington, D.C.-based energy  
15 investment company, in order to secure the total loan.  
16

17 "In the end, the package is put together and it is like a person saying 'I will  
18 mortgage my house and my farm and my summer home to secure the same loan,' " Mr.  
19 Bowles said.  
20

21 "Jamestown is able to secure this loan on the promise that Chesapeake will  
22 continue to drill as it has for years. In 2010, Chesapeake's daily production rate  
23 averaged approximately 2.8 billions of cubic feet equivalent (bcfe), an increase of 14  
24 percent from 2009.  
25

26 "But what if the wells leveraged for cash up front don't produce?  
27

28 "The debt is still there. The borrower is still required to pay off the debt,' Mr.  
Bowles said. 'So how else can the borrower do that if they didn't have the money to drill  
in the first place?'



1 "The money is raised from mortgaging Jamestown stakes does not finance  
2 Chesapeake operations, said Henry J. Hood, senior vice president land and legal and  
3 general counsel. Mr. Hood said Chesapeake 'has no involvement in the negotiation or  
4 documentation of the mortgages.'

5  
6 "It's doubtful that it would be a significantly sufficient amount of money" for  
7 Chesapeake's massive operations anyway, Mr. Brackett said. A horizontal drilling rig  
8 can cost as much as \$7 million.

9  
10 "Chesapeake and Jamestown share more in common than a CEO and names that  
11 harken to Virginia's colonial days.

12 "Jamestown has listed a business address that is the same as Chesapeake  
13 headquarters, and other times lists the same Oklahoma post office box number used by  
14 the McClendon Family Foundation nonprofit and used by Mr. McClendon's wife when  
15 she donated \$2,400 to New York Republican Congressional candidate George Phillips'  
16 unsuccessful 2010 campaign.

17  
18 ". . . Jamestown holds the same stakes associated with Mr. McClendon's 2.5  
19 percent. The affiliate holds undisclosed oil and gas interests in Brooke County  
20 properties--leases include 184 acres in Buffalo, W.Va., owned by a couple who lives in  
21 Cuba, N.Y., and 280 acres owned by an elderly woman in Wellsburg, according to  
22 documents reviewed by the Post-Gazette.

23  
24 "In late January, Jamestown mortgaged its stake in these and other holdings to  
25 EIG. Mr. McClendon's signature is on the mortgages or deeds of trust on file at the  
26 Brooke County Courthouse."

27  
28 33. "We the People of the United States, in Order to form a more perfect Union,

1 establish Justice, insure domestic Tranquility, provide for the common defence, promote  
2 the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity,  
3 do ordain and establish this Constitution for the United States of America."

4  
5 34. The foregoing founding intents and purposes are clearly evident in the Nevada  
6 Constitution, according to Article I Section 2, as follows:

7 "All political power is inherent in the people. Government is instituted for the  
8 protection, security and benefit of the people; and they have the right to alter or reform  
9 the same whenever the public good may require it. But the Paramount Allegiance of  
10 every citizen is due to the Federal Government in the exercise of all its Constitutional  
11 powers as the same have been or may be defined by the Supreme Court of the United  
12 States; and no power exists in the people of this or any other State of the Federal Union  
13 to dissolve their connection therewith or perform any act tending to impair, subvert, or  
14 resist the Supreme Authority of the government of the United State. The Constitution of  
15 the United States confers full power on the Federal Government to maintain and  
16 Perpetuate its existence, and whensoever any portion of the States, or people thereof  
17 attempt to secede from the Federal Union, or forcibly resist the Execution of its laws, the  
18 Federal government may, by warrant of the Constitution, employ armed force in  
19 compelling obedience to its Authority." And further,

20  
21  
22  
23 35. "An unconstitutional act is not law; it confers no rights; it imposes no duties;  
24 affords no protection; it creates no office; it is in legal contemplation, as inoperative as  
25 though it had never been passed." Norton vs. Shelby county, 118 U.S. 425, 442

26  
27 36. "It cannot be presumed that any clause in the constitution is intended to be without  
28 effect;" Marbury vs. Madison, 5 U.S. 137, 174

1 37. "Where rights secured by the Constitution are involved, there can be no rule  
2 making or legislation which would abrogate them." Miranda vs. Arizona, 384 U.S. 436,  
3 491

4  
5 38. "All laws which are repugnant to the Constitution are null and void." Marbury vs.  
6 Madison, 5 U.S. (2 Cranch) 137, 174, 176 (1803)

7 39. I, Cecilia Anne Wilks, am the direct lineal descendant of Captian Beverly Winslow,  
8 born 3 JUL 1734, St. George Parish, Spotsylvania County, Virginia, the grandson of  
9 Captain Harry Beverley born about 1670 in Jamestown, Middlesex County, Virginia;

10 And further,

11  
12 40. During the Revolutionary War, Captain Beverly Winslow was the Spotsylvania  
13 County Lieutenant in charge of the militia wherein advances were made and supplies  
14 were furnished to United States troops and a Petition was brought before the Congress  
15 as referenced in the U.S. House of Representative Private Claims, Volume 3, Second  
16 Congress, First Session, Journal page 461, which was referred to the Secretary of the  
17 Treasury; And further

18  
19 41. Said Petition of Beverly Winslow, et Al., has laid on the table as referenced by the  
20 Third Congress, Second Session, Journal page 284; And further,

21  
22 42. After 221 years, Captian Beverly Winslow's estate has not received the  
23 compensation for the advances made and as evidenced above, his estate holdings of  
24 patented land has been invaded by scoundrals, crooks and theives that are apparently  
25 receiving unjust enrichments in violation of clearly esestablished law; And where

26  
27 43. Captain Beverly Winslow was the Spotsylvania County Sheriff; lived through all  
28 the trials and tribulations suffered by the colonists during the Revolutionary War; And

1 44. "In every stage of these Oppressions We have Petitioned for Redress in the most  
2 humble terms. Our repeated Petition have been answered only by repeated injury. A  
3 Prince, whose character is thus narked by every act which may define a Tyrant, is unfit  
4 to be the ruler of a free people." And further,

5 45. E PLURIBUS UNUM. "One out of many." The motto of the United States of  
6 America; EAGLE. "A gold coin of the United States of the value of ten dollars." Black's  
7 Law Dictionary First Edition;

8 46. Please Take Notice: The ONE DOLLAR Federal Reserve note, states on the  
9 backside "IN GOD WE TRUST" which violates all TEN COMMANDMENTS, constitutes  
10 an unjust weight and measure, a counterfeit, fraud, and is a "Thing" repugnant to and  
11 in violation of Article I Section 10 of the Constitution of the United States of America and  
12 Article I Section 15 of the Nevada Constitution; And where

13 47. NRS 104,2302 Unconscionable contract or clause, reveals the following:

14 "1. If the court as a matter of law fins the contract or any clause of the contract to  
15 have been unconscionable at the time it was made the court may refuse to enforce the  
16 contract, or it may enforce the remainder of the contract without the unconscionable  
17 clause, or it may so limit the application of any unconscionable clause as to avoid any  
18 unconscionable result.

19 "2. When it is claimed or appears to the court that the contract or any clause  
20 therof may be unconscionable the parties shall be afforded a resonable opportunity to  
21 present evidence as to its commercial setting, purpose and effect to aid the court in  
22 making the determination." And further

23 48. NRS 99.030 Obligations, judgments or executions payable in legal money, states:  
24  
25  
26  
27  
28

1 "After February 15, 1893, all official bonds and undertakings, and all obligations of  
2 debt, judgments or executions stated in terms of dollars and to be paid in money shall  
3 be payable in legal money authorized by the Congress of the United States."

4  
5 49. I am obligated as Executrix for the Estate of Michael James Evanoff, Senior to  
6 correct any and all errors and mistakes of law due to the foregoing and pursuant to  
7 NRS 196.030 Misprison of treason, which commands the following:

8 "A person who has knowledge of the commission of treason, who conceals the  
9 crime, and does not, as soon as may be, disclose the treason to the Governor or a  
10 justice of the Supreme Court or a judge of the district court, is guilty of misprison of  
11 treason which is a category C felony and shall be punished as provided in NRS  
12 193.130."

13  
14 50. As the direct lineal descendant of Captian Beverly Winslow, and all those that came  
15 before me, I am obligated to claim all Right, Title and Interest to His estate to be valued  
16 pursuant to Title 26 U.S.C. 1341, Claim of Right , NRS 104A.4507, Choice of Law in  
17 para materia with the Act of February 25, 1862 and Article I Section 10 of the  
18 Constitution of the United States of America; All evidence in support of this Affidavit is  
19 My Bond and Security to uphold, support and defend the United States' "Sacred Oath of  
20 Office" of My Sheriff Kerry D. Lee; And further, Your Affiant Sayeth Naught .

21  
22  
23 I declare <sup>as God is my Witness</sup> ~~and the validity of perjury~~ under the law of the State of Nevada that the  
24 foregoing is true and correct. *So Help Me God !!!*

25 EXECUTED this 9<sup>th</sup> day of JUL, 20 13.

26  
27  
28 *Lucilia Anne Wilks*  
Affiant

*Executrix for Michael James Evanoff*  
Aff\_Claim\_Exm\_Property/7/3/2013  
*Senior*