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Jerry F. Kirk, Sui Juris
Calf Creek Township
Section 19, Township 14 N., Range 17 W
Searcy County, Arkansas
Non-Resident, Non-Domestic Delivery
c/o HC 75, Box 267
Witts Springs, Arkansas Republic
United States of America

January 4, 2000

Governor Mike Huckabee and Successors
Arkansas State Capitol, Suite 250
Little Rock, AR 72201

Re: Constructive Notice and Requirement to Perform

Dear Sir and Successors:

With all due respect and courtesy, you are hereby served in your individual capacity and in your official capacity as the Governor of the State of Arkansas, the chief Executive Officer in accordance with your oath of office, and all Your successors to said office, with this 'Constructive Notice and Requirement to Perform.'

'CONSTRUCTIVE NOTICE AND REQUIREMENT TO PERFORM'

In the Sovereign land of Searcy County, Arkansas the State, the United States of America, the Republic thereof, Non-Commercial, Non-Corporate, and Non-Federal as applies to Jerry F. Kirk, a.k.a. Jerry Francis Kirk, the following which includes, but is not limited to what is listed herein, is to be known to all men, governments, government entities, agent(s) of the government, employees of any or all governments:

- 1) First and foremost, I am a servant and in bondage (covenant /treaty) only to THE FATHER in HEAVEN, YHWH, and HIS ONLY BEGOTTEN SON, YASHUA. YAHWEH'S LAWS are sovereign and superior to all of man's Laws. (United States Constitution of America, Article VI... and all treaties made...) Any law of man or government which is not in accordance, fully, with YHWH'S LAWS, even to the extent of the "jots and tittles", are of no effect or affect on or to me. I claim and re-claim my inalienable (YHWH'S) rights.
- 2) I, Jerry F. Kirk, was born in the sovereign land of Dade County, Florida the State, Republic (granted to be free sovereign and independent - Treaty of Paris, on September 3, 1787), the United States of America. (Ex Parte Frank Knowles, 5 Cal Reports 300. 1855.)

- 3) I am not a U.S. citizen, a United States person, a person*, a person of the State of Arkansas, or a 14th Amendment to the Constitution of the United States citizen, nor am I a resident or a resident alien. I have not been granted 'civil rights'. ("A 'civil right' is a right given and protected by law a person's enjoyment thereof is regulated by law that creates it.) *Michell v. Rosenfield* 82 CA 369, 375, 255 p.760 (1927)
- 4) I am not a holder of stock of any government entity. I am a non-resident alien to the United States Federal government and to the State of Arkansas government.
- 5) I am not under the jurisdiction of Roman Civil Law, nor Admiralty Law, nor Administrative Law (Administrative Code of Law), nor the laws of Bankruptcy per the United States Federal government and (or) their subsidiary corporations, nor under the jurisdiction of the King (or Queen) of Great Britain per debts owed and items pledged through treaty to Great Britain.
- 6) I have all of my United States of America, the Republic, constitutional rights. These 'rights' stem from YHWH'S LAWS which were reissued via Moses and flow through the Magna Carta through the body of the Declaration of Independence and the Preamble of the Constitution of the United States of America. These rights are known and found in YHWH'S LAWS and in common law jurisdiction. (People of the state are entitled to all the rights which formally belonged to the King by his prerogative. *Lansing v. Smith*, 21D. 89 (1829)).
- 7) I have chosen to be a inhabitant of the sovereign land of Searcy County, Arkansas the State Republic *, the United states of America. Recorded misc. 82, page 191, November 24, 1997, Public records Searcy County, Arkansas the State, the United States of America.
- 8) I receive 'post' and no mail! The correct wording for me to receive 'post' notifications(s), documents, service, and (or) any other 'lawful' materials is;

Jerry F. Kirk, Sui Juris
 Calf Creek Township
 Section 19, Township 14 N., Range 17 W.
 Searcy County, Arkansas
 Non-Resident, Non-Domestic Delivery
 c/o HC 75, Box 267
 Witts Springs, Arkansas Republic
 United States of America

No other wording will be considered 'lawful', nor will any items sent to me, individually, at another address other than above, be considered delivered, sent or serviced.

*person – Internal Revenue Code ~7343 Definition of "Person"
 Source ~145(d), 894 (b)(2)(D), 1718(a)(4), 2557(b)(8), 2707(d), 3228(in part), 3710(c), 3793(b)(2), 1939 Code
 *Republic – as opposed to Democracy in definition contained in The American Military Training Manual, 1928.

- 9) I have property (property – "The unrestricted and exclusive right to own a

thing, the right to dispose of a thing in every legal way, to possess it, to use it, and to exclude everyone else from interfering with it. The highest right a man can have to anything.”) in one (1) 1978 Ford Van, Chassis identification number E24AHCD5732. This thing is properly and exclusively described and known as a ‘private conveyance’. This thing is not a ‘motor vehicle’ as that term is defined in the United States Code Title 18 ~ 31, the relevant part “...and used for commercial purposes..”. I do not use said Ford Van for commercial purposes!

- 10) In the past, through various ‘frauds’, threats, coercion, duress, and conspiracies, I was forced, and induced into giving equity, ownership rights, etc. in my 1978 Ford Van to government entities. I have enclosed copies of the revocation, cancellation, and voiding of all known documents pertinent to my retrieval of all equity and ownership (other than ownership by myself and my heirs). I now have complete property in said 1978 Ford Van. You are to remove said van from State inventory and are prevented from using said van as chattel.
- 11) I do not ‘drive’ in said van as driving is a ‘privilege’ and a commercial activity. I convey from place to place according to the needs and affairs of my private life in my private conveyance. I have a right to ‘travel’ upon the public highways and byways. (The right of a citizen to travel upon the public highways and to transport his property thereon in the ordinary course of life and businesses is a common right which he has under his right to enjoy life and liberty, to acquire and possess property, and to pursue happiness and safety. It includes the right in so doing to use the ordinary and usual conveyances of the day, and...includes the right...to operate an automobile thereof, for the usual and ordinary purposes of life and business. It is not a mere privilege, like the privilege of moving a house in the street operating a business in the street, or transporting persons or property for hire along the street, which a city may permit or prohibit at will.” (emphasis added) Thompson v. Smith, 154 SE circa 1920). I also state and note that the ‘driver’s license’ is a requirement for commercial activity which that commercial activity is taxed to support the management and regulation of such activity.
- 12) I own no ‘personal property’ in said 1978 Ford Van and therefore, will not be forced into paying ‘tribute’ (personal property tax). (“Our tax system is based upon voluntary assessment and payment, and not upon distraint.” Flora v. United States 362 U.S. 145)
“Irrespective of what a tax is called by state law, if its purpose is to produce revenue, it is an income tax receipts tax under the Buck Act”. Humble Oil & Refining Co. v. Calvert (1971) 464 SW 2d. 170, affd. (Tex) 478 SW 2d 926, cert. Den. 409 U.S. 967, 34, Ed 2d. 234,93 S.Ct. 293
- 13) Since I do not own a motor vehicle, in said 1978 Ford Van, I have no need in a motor vehicle registration or a motor vehicle tag. It is also stated that since I do own private conveyance that I can not be forced into paying a ‘rent’ or a ‘tax’ for the right to use said owned item.
- 14) I will not be forced into breaking my treaty (covenant) with YHWH through being forced into slavery nor involuntary servitude to insure others or myself and further the profits of the idol-worshippers (insurance companies) which participate in usury. “Neither slavery nor involuntary servitude ... shall exist within the United States, or any place subject to their jurisdiction.” United States Constitution of America, Amendment XIII ~ 1. Your government can not protect me from YHWH’S wrath and penalty should I break HIS covenant.

Further be it noticed:

- 15) You , in your individual and official capacity, have indeed become under the jurisdiction of the United States Federal government. (Buck Act (4USCS 104-113) and “Public Salary Tax Act of 1939”) Springfield v. Kenny, (1951 App.) 104 N.E. 2d. 65.)

- 16) The State of Arkansas governmental entity (more properly known and termed a corporation) is under the jurisdiction of the United States Federal government. Under 18U.S.C. ~ 2441, it is a felony for any person who denies my any common law right which is due me under the Supreme Organic Law of the Land.
- 17) Therefore, I am not "within the United States, but, lawfully I am "without the United States" per Title 28 U.S.C. ~ 1746 subsection 1) and you, your State of Arkansas government are within. You have no office with me. (Any officer or employee of the United States acting in connection with any revenue law of the United States who is guilty of any extortion or willful oppression under color of law shall be dismissed and may be fined up to \$10,000 and imprisoned for 5 years." IRC ~ 7214(a)

Further be it noticed:

- 18) I, Jerry F. Kirk, plainly and clearly challenge, in total, your individual, official, and government of the State of Arkansas jurisdiction(s) to my individual self (my body) , my right to travel in my private conveyance, my right to not pay personal -property-tax on my private conveyance, my right not to pay for a motor vehicle registration and tag, my right to not pay for the insurance of others or myself when I am conveying in my private conveyance, my right not to give your corporation (government) ownership (equity rights) in my private conveyance, and my right to not be forced under duress, thereto loss of life, loss of liberty to not classify my private conveyance as a motor vehicle when I know that term and status not to be true. ("When jurisdiction is not squarely challenged , the subject matter is presumed to exist." Burles v. Tasher 441 U.S. 471. "Where jurisdiction is challenged , it must be proven." Hagens v. Levine 415 U.S. 528 at 533
- 19) I, further challenge your jurisdiction or the State of Arkansas as to my status as a state citizen and any or all points contained in this notice. ("Whatever the form in which government functions, anyone entering into an arrangement with the government takes the risk of having accurately ascertained that he who purports to act for the government stays within the bounds of his authority...and this is so even though...the agent himself may have been unaware of the limitations upon his authority." Federal Crop Insurance Corp. V. Merrill, 332 U.S. 380, 384 (1947). I am not in any arrangement, contract, covenant with your government or the Federal Government of the United States government. If any contract does exist , then I hereby revoke, withdraw, and void my permission and signature as to the validity of said contract. All contracts are null and void should any have existed.
- 20) YOU HAVE TEN(10) DAYS IN WHICH TO REPLY, FROM THE RECEIPT OF THIS REGISTERED MAIL, AS PER U.C.C. 3-505 (2). Your reply must have proof of jurisdiction and I maintain the right to challenge any and all evidence of your claimed, if any, jurisdiction. Your reply must have proof of all relevant facts which you may want to contest.
- 21) A fault must be considered to exist if you do not comply (U.C.C. 1-201(16)). Said fault, being on your part, would create a fraud through material misrepresentation, which would vitiate anything from the beginning as per U.C.C. 1-103. (Note: "...fraud vitiates the most solemn contracts, documents, and even judgements...". U.S. v. Throchmorton 98 U.S. 61 at p. 65."

Further be it noticed:

You have received as enclosures with this notice the following:

- a. 'Conveyor's Information Card'
- b. Conveyance Information Sign
- c. State of Florida Revocation of Title
- d. State of Arkansas Revocation of Title

You and your successors are required to perform:

- 1) You are required to exhibit instrument(s) that contain my signature which obligate me to your demands to have a motor vehicle title, motor vehicle tag, motor vehicle driver's license, motor vehicle insurance under agreement U.C.C. 1-201(3).
- 2) Provide me with proof of your claim that you maintain a security interest (U.C.C. 1-201 (37)) in my person/property which makes you a Holder (U.C.C. 1-201 (20)), to make a presentment.
- 3) Provide evidence of your authority to make a presentment, and what Territorial Application (U.C.C. 1-105) exist that we have agreed upon, which contains my signature?
- 4) Since I have declared and affirmed the status of "nonresident alien" and am not a "person" as described in 26 U.S.C. ~7343, please provide(as in you are required) me with the copy of the source of income and from what 'geographical' part of the statutorily defined "United States" you purport it came from in order to substantiate your claim based on agreement.
- 5) What presumption(s) are you laboring under which make you think that I, as a nonresident alien, am effectively connected with a trade or business with the statutorily defined "United States" that causes or caused your presentment(demand) that I have to have a motor vehicle, motor vehicle tag, motor vehicle insurance, and motor vehicle driver's license?
- 6) Name all the 'we's' and supply their employee I.D. numbers, who have determined that I, a nonresident alien, had a liability for the demands in #5 above.
- 7) Provide the negotiable instruments(s) I was supposed to have signed that were "Payable To," that would make you a Holder in Due Course (U.C.C. 3-805) in order for you to make a presentment and demand for payment.
- 8) Reveal which principle you are operating for in this instance, The Board of Governors of the Federal Reserve Bank or the "United States".

Further you are required to perform:

- 9) You are required to list, post, codify, etc. the Conveyor's Information Card and the Conveyance Information Sign with all agencies, law enforcement regulatory bodies, counties, municipalities of and for the State of Arkansas. ("We conclude that proper interpretation of the phrase "satisfactory evidence of identity requires an officer accept as presumptively satisfactory any reliable documentary evidence of identity that bears the minimum amount of data required by

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the Vehicle Code licensing and citation statutes. The form of identification must bear a photograph and description of the person, their signature, a current address, and must be current and serially or otherwise numbered. Such documentary evidence is the functional equivalent of a driver's license because it is of equivalent reliability, and because it bears the information necessary to the citation process. **When presented with such proof, an officer must accept it as 'satisfactory'.** People v. Monroe. (emphasis added).

- 10) You are required to inform, notice, and (or) serve all members of any law enforcement agencies and or bodies as to the lawful existence of these items(they are privately owned).
- 11) You are required to prevent any and all members of any law enforcement agency or body from stopping me, kidnapping my body, stealing my private conveyance and holding it for ransom, and or stealing my identification sign or card, or in any otherwise way prevent me from freedom of action without due process of law.

You are advised (as in you are now aware of the facts and a violation(s) of the above constitutes intent to commit fraud) that the United States Code provides for substantial criminal and monetary damages to be assessed should you, the State of Arkansas, employees of the State of Arkansas, their agencies, or governmental bodies violate my rights.

Govern yourself accordingly.

Sincerely,

Jerry F. Kirk
1/4/2000

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INHABITANT OF ARKANSAS THE STATE
Conveyor's Information Card



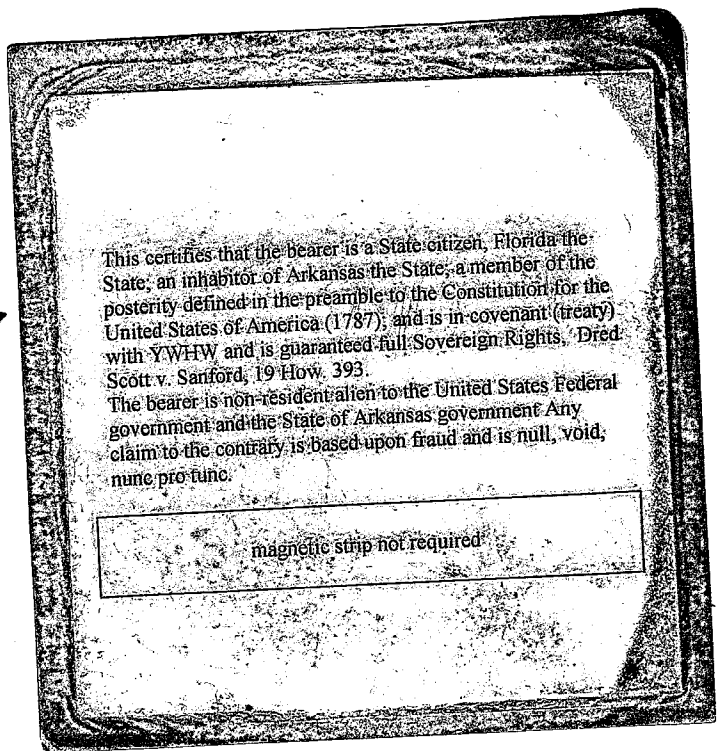
This identifies the bearer
Jerry F. Kirk, Sui Juris
Calf Creek Township
Section 19, Township 14 N.
Range 17 W.
Searcy County, Arkansas
Non-Resident, Non-
Domestic Delivery
c/o HC 75 Box 267
Witts Springs,
Arkansas Republic
United States of America

front →

Born date: 4/13/50
Expir. date 4/13/2050
Eyes: Blue
Hgt.: 6'0"
Book # Misc. 82
Page # 191
Searcy County

Sex: Man
Hair: Brwn
Wgt.: 187

Jerry F. Kirk
Signature
Is a State Citizen of
Florida the Republic



back →

This certifies that the bearer is a State citizen, Florida the State; an inhabitant of Arkansas the State; a member of the posterity defined in the preamble to the Constitution for the United States of America (1787); and is in covenant (treaty) with Y.W.H.W and is guaranteed full Sovereign Rights. Dred Scott v. Sanford, 19 How. 393.
The bearer is non-resident alien to the United States Federal government and the State of Arkansas government Any claim to the contrary is based upon fraud and is null, void, nunc pro tunc.

magnetic strip not required

Note: Conveyance Information Sign was (4-b) which follows.

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NOTICE OF SERVICE AND SERVICE

This notice of service and service has this 4 day of January, 2000, has been served upon Cap. S. B. Harp ^{sent &} who allegedly is purporting to be a member of law enforcement duly operating under an oath of office and a sworn pledge to uphold the laws of the Constitution of the United States of America.

Officer Cap. S. B. Harp has a badge # NOT AVAILABLE
 rank Captain, business phone # 810-741-3455 Law Enforcement Dept. Arkansas State Police
 business address 2724 Airport Rd, Nunnery, Arkansas, 72601
 Commanding Officer name Col. Thomas Mars This service includes the attached "CONSTRUCTIVE NOTICE AND REQUIREMENT TO PERFORM" which was served and noticed to Governor Mike Huckabee and successors.

All requirements are of and for equal demand upon the above member of law enforcement individually and in an official capacity.

Officer's signature not available/sent Badge # NA
registered/return receipt mail # R 329018157

I, Jerry F. Kirk, did this day serve this document to Cap. S. B. Harp, the above described party.

date 1/4/2000 signature Jerry F. Kirk

registered

Registered No. <u>R-329018157</u>		Date Stamp <u>WILLS SPRINGS, ARKANSAS</u> <u>JAN 4 2000</u>
To Be Completed By Post Office	Reg. Fee <u>6.00</u>	Special Delivery <u>1.25</u>
	Handling Charge <u>3.50</u>	Postage <u>3.50</u>
	Received by <u>Jerry F. Kirk, Sulturis</u>	
	Received by <u>Cal Creek Township Section 10 Township 44 N Range 17 W</u>	
To Be Completed By Customer (Please Print)	Customer Must Sign	Will Postage <u>Non-Resident</u>
	Full Value \$	Without Postage <u>Domestic Delivery</u>
	FROM	TO
	<u>Cap. S. B. Harp Arkansas State Police</u> <u>2724 Airport Rd</u> <u>Nunnery Arkansas 72601</u>	

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NOTICE OF SERVICE AND SERVICE

This notice of service and service has this 4 day of January, 2000, has been served upon Col. Thomas Mars who allegedly is purporting to be a member of law enforcement duly operating under an oath of office and a sworn pledge to uphold the laws of the Constitution of the United States of America.

Officer Col. Thomas Mars has a badge # not given
rank Director business phone # 1-501-618-9000 Law Enforcement Dept. Arkansas State Police
business address 1 State Police Bldg. Dr., Little Rock, Arkansas 72209
Commanding Officer name Col. Thomas Mars
service includes the attached "CONSTRUCTIVE NOTICE AND REQUIREMENT TO PERFORM" which was served and noticed to Governor Mike Huckabee and successors.

All requirements are of and for equal demand upon the above member of law enforcement individually and in an official capacity.

Officer's signature sent registered return receipt mail Badge # NA

I, Jerry F. Kirk, did this day serve this document to Col. Thomas Mars the above described party.

date 1/4/2000 signature Jerry F. Kirk

registered mail

Registered No. R-329018158 Date Stamp WILLS SPRINGS ARK JAN 4 2000

To Be Completed By Post Office	Reg. Fee \$ <u>0.00</u>	Special Delivery
	Handling Charge \$ <u>0.00</u>	Return Receipt <u>1.25</u>
	Postage \$ <u>5.00</u>	Restricted Delivery <u>0.00</u>
	Received by <u>Jerry F. Kirk, Sui Juris</u>	
To Be Completed By Customer (Please Print)	Customer Must Declare Full Value \$ <u>10,000</u>	Indemnity Limited (See Reverse)
	Section 10	Non-Resident Non-Domestic Delivery
	FROM <u>do HC 75, Box 267</u>	
	TO <u>Wills Springs, Arkansas Republic United States of America</u>	

Received by Col. Thomas Mars, Arkansas State Police
1 State Police Bldg. Dr., Little Rock, Arkansas 72209

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NOTICE OF SERVICE AND SERVICE

This notice of service and service has this 4 day of January, 2000, ^{sent +} has been served upon George Sutterfield who allegedly is purporting to be a member of law enforcement duly operating under an oath of office and a sworn pledge to uphold the laws of the Constitution of the United States of America. Officer Sheriff George Sutterfield has a badge # not given rank Sheriff, business phone # 870-448-2300 Enforcement Dept. Seeger County business address P.O. Box 812, Mansfield, Arkansas 72650 Commanding Officer name the Public & Gov. Mike Huckabee This service includes the attached "CONSTRUCTIVE NOTICE AND REQUIREMENT TO PERFORM" which was served and noticed to Governor Mike Huckabee and successors. All requirements are of and for equal demand upon the above member of law enforcement individually and in an official capacity.

Officer's signature not available / sent Badge # NA
registered / return receipt
mail # R-329018156

I, Jerry F. Kirk, did this day serve this document to George Sutterfield, the above described party.

date 1/4/2000 signature Jerry F. Kirk

Registered No. <u>R-329018156</u>		Date Stamp
To Be Completed By Post Office	Reg. Fee \$ <u>6.00</u>	Special Delivery
	Handling Charge \$ <u>1.25</u>	Return Receipt
	Postage \$ <u>3.50</u>	Registered Delivery
	Received by <u>Charles</u>	Section 19, Township 14 N, Range 4 W
To Be Completed By Customer (Please Print)	Customer Name <u>Seeger County, Arkansas</u>	Indemnity is Limited
	Full Value \$ <u>0</u>	Non-Resident Non-Domestic Delivery Insurance
	<u>do HC 75, Box 267</u>	Wills Springs, Arkansas Republic
	<u>United States of America</u>	
Signature <u>Sheriff George Sutterfield</u>		
Address <u>P.O. Box 812</u>		
City <u>Mansfield, Arkansas</u>		
Zip <u>72650</u>		