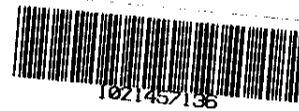


# UNOFFICIAL COPY

RECORDER REQUESTED BY

GENE E. AND LATANYA H. RAPP  
516 CHASE STREET  
PARK FOREST, ILLINOIS 60466



Doc#: 1021457136 Fee: \$46.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 08/02/2010 11:21 AM Pg: 1 of 6

## DECLARATION OF ASSIGNEES OF LAND PATENT

PATENT NUMBER No. 29.173

KNOW ALL MEN BY THESE PRESENTS  
THAT GENE E. AND LATANYA H. RAPP DO SEVERALLY CERTIFY AND DECLARE THAT I BRING UP THIS LAND  
PATENT IN NAME.

CHARACTER OF SAID PROPERTY SO SOUGHT TO BE PATENTED. 2516 CHASE PARK FOREST, ILLINOIS  
60466 AND THE LAND THAT'S DESCRIBED BELOW.

(1) THE CHARACTER OF SAID PROPERTY SO SOUGHT TO BE PATENTED, AND LEGALLY DESCRIBED AND  
REFERENCED UNDER PATENT NUMBER LISTED ABOVE IS:

**LOT 7 IN BLOCK 44, IN LINCLONWOOD WEST, BEING A SUBDIVISION OF THE WESTERLY  
PART OF THE SOUTH WEST ¼, OF SECTION 24, AND PART OF THE SOUTHEAST ¼ OF SECTION  
23, EASTERLY OF THE ILLINOIS CENTRAL RAILROAD, IN TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE  
PRINCIPAL MERIDIAN, CONTAINING 40 ACRES, IN COOK COUNTY, ILLINOIS.**

LEGAL DESCRIPTION) PIN # 31-23-426-017

(2) NOTICE OF PRE-EMPTIVE RIGTH. PURSUANT TO THE DECLARATION OF INDEPENDENCE {1776}, THE TREATY  
OF PEACE WITH GREAT BRITAIN (8 STAT.80) KNOWN AS THE TREATY {9 STAT.869, JUNE 15, 1846}, THE  
HOMESTEAD ACT {12 STAT. 392, 1862}, AND 43 USC SECTIONS 57, 59, AND 83; THE RECIPIENT HEREOF IS  
MANDATED BY ART. IV SECTIONS 1 CL. 1 & 2 ; SECTION 2 CL 1 8t 2; SECTION 4; THE 4<sup>TH</sup>, 7<sup>TH</sup>, 9<sup>TH</sup> AND 10<sup>TH</sup>  
AMENDMENTS {U.S. CONSTITUTION, 1781-91J TO ACKNOWLEDGE ASSIGNEE'S UPDATE OF PATENT  
PROSECUTED BY AUTHORITY OF ART . III SECTION 2 CL. 1 &2 AND ENFORCED BY ORIGINAL/ EXCLUSIVE  
JURSDICTION THEREUNDER AND IT IS ONLY WAY A PERFECT TITLE CAN BE HAD IN OUR NAMES, WILCOX vs.  
JACKSON, 13 PET ,  
(U.S.) 498. 101, ED. 264; ALL QUESTIONS 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.) 575, 19 L. ED. 681. THIS DOCUMENT IS INSTRUCTED TO BE ATTACHED TO ALL  
DEEDS AND/OR CONVEYANCES IN THE NAMES OF THE ABOVE PARTY(IES) AS REQUIRED RECORDING OF THIS  
DOCUMENT, IN A MANNER KNOWN AS NUNC PRO TUNC {AS IT SHOULD HAVE BEEN DONE IN THE BEGINNING},  
BY ORDER OF UNITED STATES SUPREME LAW MANDATE AS ENDORSED BY CASE HISTORY CITED.

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(3) NOTICE AND EFFECT OF LAND PATENT. A GRANT OF LAND IS A PUBLIC LAW STANDING ON THE STATUE BOOKS OF ILLINOIS, AND IS NOTICE TO EVERY SUBSEQUENT PURCHASER UNDER ANY CONFLICTING SALE MADE AFTERWARD; WINEMAN Vs. GASTRELL, 54 FED 819, 4 CCA 596, 2 US APP 581. A PATENT ALONE PASSES TITLE TO THE GRANTEE; WILCOX vs. JACKSON, 13 PET (U.S) 498, 10 L. ED. 264, WHEN THE UNITED STATES HAS PARTED WITH TITLE BY A PATENT LEGALLY ISSUED, AND UPON SURVEY'S 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. IN THE CASE OF EJECTMENT, WHERE THE QUESTION IS WHO HAS THE LEGAL TITLE, TILE PATENT OF THE GOVERNMENT IS UNASSAILABLE, SANFORD vs. SANFORD, 139 US 642. THE TRANSFER OF LEGAL TITLE (PATENT) TO PUBLIC DOMAIN GIVES THE TRANSFEREE THE RIGHT TO POSSESS AND ENJOY THE LAND TRANSFERRED, GIBSON vs. CHOUTEAU, 80 US 92. A PATENT FOR LAND IS THE HIGHEST EVIDENCE OF TITLE AND IS CONCLUSIVE AS EVIDENCE AGAINST THE GOVERNMENT AND ALL CLAIMING UNDER JUNIOR PATENTS OR TITLES, UNITES STATES vs. STONE, 2 US 525. ESTOPPEL HAS BEEN MAINTAINED AS AGAINST A MUNICIPAL CORPORATION (COUNTY). BEADLE vs. SMYSER, 209 US 393. UNTIL IT ISSUES, THE FEE IS IN THE GOVERNMENT, WHICH BY THE PATENT PASSES TO THE GRANTEE, AND HE IS ENTITLED TO ENFORCE POSSESSION IN EJECTMENT, BAGNELL vs. BRODERICK, 13 PETER (US) 436. STATE STATUTES THAT GIVE LESSER AUTHORITATIVE OWNERSHIP OF TITLE THAN THE PATENT CAN NOT EVEN BE BROUGHT INTO FEDERAL COURT, LANGDON vs. SHERWOOD, 124 U.S. 74, 80. THE POWER OF CONGRESS TO DISPOSE OF ITS LAND CANNOT BE INTERED WITH, OR ITS EXERCISE EMBARRASSED BY ANY STATES LEGISLATION; NOR CAN SUCH LEGISLATION DEPRIVE THE GRANTED BY THE UNITED STATES OF THE POSSESSION AND ENJOYMENT OF THE PROPERTY GRANTED BY REASON OF ANY DELAY IN THE TRANSFER OF THE TITLE AFTER THE INITIATION OF PROCEEDINGS FOR ITS G

(4) 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 DEFECT THE TITLE 765 ILCS 15/1 LAND PATENT ACT, EVEN WHERE THESE HAVE BEEN MOST CAREFULLY COMPLIED WITH, AND WHERE THE TITLE HAS BEEN TRACED TO ITS SOURCE, THE PURCHASER MUST BE AT HIS PERIL, THERE ALWAYS BEING IN SPITE OF THE UTMOST CARE AND EXPENDITURE-THE POSSIBILITY THAT HIS TITLE MAY TURN OUT BAD: YEAKLE, TORRENCE SYSTEM 209, PATENTS ARE ISSUES (AND THEORETICALLY PASSES) BETWEEN SOVEREIGNS LEADING FIGHTER vs. COUNTY OF GREGORY, 230 N. W.2d 114, 116.

THE PATENT IS PRIMA FACIE CONCLUSIVE EVIDENCE OF TITLE, MARSH vs. BROOKS, 49 U.S. 223,233.

AN ESTATE IN INHERITANCE WITHOUT CONDITION. BELONGING TO THE OWNER AND ALIENABLE BY HIM, TRANSMISSIBLE TO HIS HIERS ABSOLUTELY AND SIMPLY, IS AN ABSOLUTE ESTATE IN PERPETUITY AND THE LARGEST POSSIBLE ESTATE A MAN CAN HAVE. BEING IN FACT ALLODIAL IN ITS NATURE, STANTON vs. SULLIVAN, 63 R.I. 216 THE ORIGINAL MEANING OF A PERPETUITY IS AN INALIENABLE, INDESTRUCTIBLE INTEREST. BOUVIER'S LAW DICTIONARY, VOLUME III P. 2570, (1914).

IF THIS LAND PATENT IS NOT CHALLENGED, AS STATED ABOVE, WITHIN 3 DAYS IT THEN BECOMES OUR/MY 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 PREEMPTOR IS NOT LEGAL EFFECT A CONVEYANCE OF LAND. U.S. vs. STEENERSON. 50 FED 504,1 CCA 552,4 U.S. APP. 332.

A LAND PATENT IS A CONCLUSIVE EVIDENCE THAT THE PATENT HAS COMPLIED WITH THE ACT OF CONGRESS

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AS CONCERNS IMPROVEMENTS ON THE LAND, ETC JANKINS vs. GIBSON, 3 LA ANN 203.

(5) 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, 227 F 760 (C8 SD 1951), UNITES STATES vs. BEAMON, 242 F 876, (CA8 COLO. 1917); STATE vs. HEWITT LAND CO, 74 WASH 573, 134 P 474. FROM 43 USC & 15 n 44. AS AN ASSIGNEE, WHETHER HE BE THE FIRST, SECOND OR THIRD PARTY TO WHOM TITLE IS CONVEYED SHALL LOSE NONE OF THE ORIGINAL RIGHTS, PRIVILEGES OR IMMUNITIES OF THE ORIGINAL GRANTEE OF LAND PATENT, "NO STATE SHALL IMPAIR THE OBLIGATIONS OF CONTRACTS". UNITED STATES CONSTITUTION ARTICLE 1 SECTION 10.

(6) EQUAL RIGHTS: PRIVILEGES AND IMMUNITIES ARE FURTHER PROTECTED UNDER THE 14<sup>TH</sup> AMENDMENT TO THE U.S. CONSTITUTION, "NO STATE .....SHALL DENY TO ANY PERSON WITHIN ITS JURISDICTION THE EQUAL PROTECTION OF THE LAWS'.

IN CASES OF EJECTION, WHERE THE QUESTION IS WHO HAS THE LEGAL TITLE THE PATENT OF THE GOVERNMENT IS UNASSAILABLE, 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, N. W. 469; SURGET vs. DOE, 24 MISS 118; PITTSMONT COPPER CO vs. VANINA, 71 MONT. 44, 227 PAC 45; GREEN vs. BARKER 17 NEB 934 66 NW 1032

(7) 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. 29.173 AND NOT THE WHOLE THEREOF, INCLUDING HEREDITAMENT, EASEMENTS, PRE-EMPTION RIGHTS APPURTENANT THERETO. THE RECORDING OF THE INSTRUMENT SHALL NOT BE CONSTRUED TO DENY OR INFRINGE UPON ANY OTHERS RIGHTS TO CLAIM THE REMAINING PORTION THEREOF. ANY CHALLENGES TO THE VALIDITY OF THIS DECLARATION & NOTICE ARE SUBJECT TO THE LIMITATIONS REFERENCED HERETO OTHERWISE, LACHES/ESTOPPEL SHALL FOREVER BAR THE SAME AGAINST ALLOTAL FREEHOLD ESTATE; ASSESSMENT LIEN THEORY TO THE CONTRARY (ORS 275.130), INCLUDED.

THE FOLLOWING DOCUMENTS ARE ATTACHED TO THIS DECLARATION, CERTIFIED COPY OF ORIGINAL LAND GRANT OR PATENT, DECLARATION OF HOMESTEAD ( STRIKE OUT IF NOT APPLICABLE), LEGAL DESCRIPTION OF PORTION OF SAID GRANTOR PATENT.

X \_\_\_\_\_

X \_\_\_\_\_  
ASSIGNEE(S)

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## ACKNOWLEDGMENT

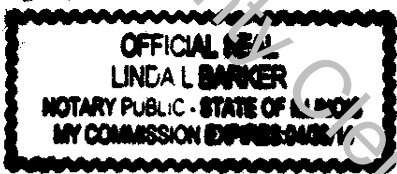
STATE OF ILLINOIS

CITY OF PARK FOREST ss.

County of Cook

On 13th day of JULY, 2010 before me. Personally appeared GENE E. AND LATANYA H. RAPP and personally known to me to be person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal Linda L. Barker, Signature of Notary



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# UNOFFICIAL COPY

## DECLARATION OF HOMESTEAD

1. I/We, **GENE E. AND LATANYA H. RAPP** Do Hereby Declare:

2. That My/Our Mailing Address For My Homestead is:

516 CHASE  
PARK FOREST, Illinois 60466

3. I/We Am/Are, Am Now Residing On The Land And Premises Located In The **City of PARK FOREST, COOK County, State of Illinois.**

Known And Legally Described As Follows: **LOT 7 IN BLOCK 44, IN LINCLONWOOD WEST, BEING A SUBDIVISION OF THE WESTERLY PART OF THE SOUTH WEST ¼, OF SECTION 24, AND PART OF THE SOUTHEAST ¼ OF SECTION 23, EASTERLY OF THE ILLINOIS CENTRAL RAILROAD, IN TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE PRINCIPAL MERIDIAN, CONTAINING 40 ACRES, IN COOK COUNTY, ILLINOIS.**

LEGAL DESCRIPTION) PIN # 31-23-426-017

I/We Hereby Declare and Claim Said Premises As a Homestead.

5. No Further Declaration Of Homestead Has Been Made By Me Except As Has Be Abandoned.

Date: **JULY 13, 2010**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

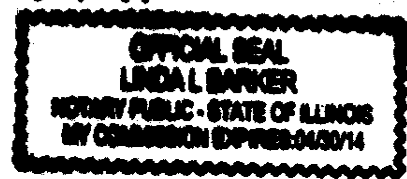
# UNOFFICIAL COPY

State of Illinois        )  
                                   ) SS.  
 County of Cook        )

**I, GENE E. AND LATANYA H. RAPP** 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.

Subscribed And Sworn To Before ME

This 12th Day Of July, 2010



*Linda L. Barker*

Notary Public

My Commission Expires 07-30-2014

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