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Assignee's Update of Patent)
RECORDING PREPARED BY:)
Richard Mota.)
)
AND WHEN RECORDED MAIL TO:)
Richard Mota)
C/o 912 North Francisco Avenue)
Chicago, Illinois [60122])



Doc#: 1224944146 Fee: \$44.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 09/05/2012 05:02 PM Pg: 1 of 4

DECLARATION OF ASSIGNEES UPDATE OF PATENT

PATENT NUMBER 96

DECLARATION OF LAND PATENT, KNOW ALL MEN BY THESE PRESENTS:
That Richard Mota does certify, verify, state and declare that I bring up this land Patent in my name and to my heirs and assigns forever, from the date of this instrument.

- (1) THE CHARACTER OF SAID LAND (PROPERTY) SO CLAIMED BY PATENT, described and referenced under patent number listed above is:

THAT PART OF LAND BEGINNING AT THE SOUTHEAST CORNER OF LOT 49 IN MARY ANN BAYLEY'S SUBDIVISION OF BLOCK 8 IN WRIGHT AND WEBSTER'S SUBDIVISION OF THE NORTHEAST 1/2 OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, THENCE WEST 24.70 FEET ALONG THE NORTH R.O.W. LINE OF WEST ERIE STREET, THENCE NORTH 124.35 FEET, THENCE EAST 24.70 FEET TO THE NORTHEAST CORNER OF LOT 49, THENCE SOUTH 124.35 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS: 2414 WEST ERIE STREET, CHICAGO, ILLINOIS.
[16-12-213-042-0000]

[Sec. 8-1208]. Official certificate - Land office. The official certificate of any register or receiver of any land office of the United States, to any fact or matter on record in his or her office, shall be received in evidence in any court in this State, and shall be competent to prove the fact so certified. The certificate of any such register, of the entry or purchase of any tract of land within his or her district, shall be deemed and taken to be evidence of title in the party who made such entry or purchase, or his or her legatees, heirs or assigns, and shall enable such party, his or her legatees, heirs or assigns, to recover or protect the possession of the land described in such certificate, in any action of ejectment or forcible entry and detainer, unless a better legal and paramount title be exhibited for the same. The signature of such register or receiver may be proved by a certificate of the Secretary of State, under his or her seal, that such signature is genuine. [735 ILCS 5/8-1208] [from Ch. 110, par. 8-1208].

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[Sec. 8-1209]. Patents for land. A patent for land shall be deemed and considered a better legal and paramount title in the patentee, his or her legatees, heirs or assigns, than the official certificate of any register of a land office of the United States, of the entry or purchase of the same land. [735 ILCS 5/8-1209] [from Ch. 110, par. 8-1209].

And, a Land Patent is the only way a perfect title can be had in our name: *Wilcox v Jackson*, 13 Pet., (U.S.) 498, 10 L.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 v Register*, 9 Wall (U.S.) 575, 19 L.Ed. 681.

(2) NOTICE AND EFFECT OF LAND PATENT. A grant of land is a public law standing on the statute books of the State, and is notice to every subsequent purchaser under any conflicting sale afterward: *Wineman v Gastrell*, 54 Fed. 819, 4CCA 596, 2 US App. 581. A Patent alone passes title to Grantee: *Wilcox v Jackson*, 13 Pet., (U.S.) 498, 10 L.Ed. 264.

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

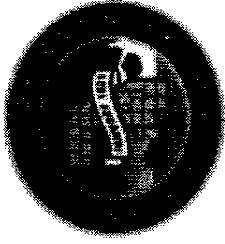
(3) LAND TITLE AND TRANSFER. LEGAL TITLE – The patent vests the legal title in the patentee (assignee) and is conclusive evidence of title. *Gibson v Chouteau*, 80 US 92, 20 L.ED. 534, TRANSFER OF PATENTEE (ASSIGNEE) – Title and rights of bonafided purchaser from patentee (assignee) will be protected. *U.S. v Debell* (1915, CA8 SD) 227 F 760; *U.S. v Beaman* (1917, CA8 Colo) 242 F 876, 43 USCA ss15, LEGAL TITLE – the patent vests the legal title in the patentee (assignee) and is conclusive evidence of title. *Gibson v Choteau*, 80 US 92, 20 L.ED. 534.

The existing system of land transfer is a long and tedious process involving the observance of many formalities and technicalities, a failure to observe any one of which may defeat title, even where these have been traced to its source, the purchaser must but at his peril, there always being, in spite of the utmost care and expenditure, the possibility that his title may turn bad: Yeakle, Torrens System 209.

The patent is prima facie conclusive evidence of title, *Marsh v Brooks*, 49 U.S. 223, 233. An estate in inheritance without condition. Belonging to the owner and alienable by him, transmissible to his heirs 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 v Sullivan*, 63 R.I. 216 7 A. 696. The original meaning of perpetuity is an inalienable, indestructible interest. Bouvier's Law Dictionary, Volume III P.2570, (1914).

The final certificate or receipt acknowledging the payment in full by a homesteader or preemptor is not in legal effect a conveyance of land: *U.S. v Steemerson*, 50 FED 504, 1 CCA 552, 4 U.S. App. 332.

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STATE OF ILLINOIS)
) SS
COOK COUNTY)


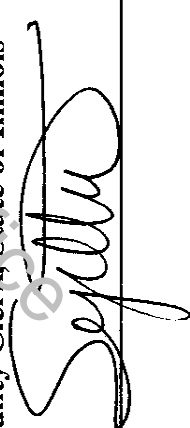
CERTIFICATE OF AUTHORITY

I, DAVID ORR, County Clerk of Cook County in the State of Illinois, certify that

GARCIA, JOSEPH A

the person named in the seal and signature on the attached document, is a Notary Public for the State of Illinois and was authorized to act as such at the time of the document's notarization.

To verify this Certificate of Authority for a Notarial Act, I have affixed my signature and seal of office this 5 day of September, 2012


Cook County Clerk, State of Illinois

Deputy

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(4) EJECTMENT – In case of ejectment, where the question is who has legal title, the patent of the government is unassailable, Sandford v Sandford, 139 U.S. 642, 35 L.ED. 290. In Federal Courts the Patent is held to be the foundation of title at law. Fenn v Holmes, 21 How 481. State Statutes that give lesser authoritative ownership of title than the patent can not even be brought into Federal Court, Langdon v Sherwood, 124 U.S. 74, 80. The power of Congress to dispose of its land cannot be interfered with, or its exercise embarrassed by any state legislation: nor can such legislation deprive the grantees of 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 acquisition, Gibson v Choteau, 13 WAL U.S. 92, 93.

A Land Patent is conclusive evidence the Patent has complied with the Act of Congress as concerns Improvements on the land, etc.: Jankins v Gibson, 3 LA ANN. 203.

(5) IMMUNITY FROM COLLATERAL ATTACK – Collins v Bartlett, 44 Cal 371; Webber v Perr Marquette Broom Co., 62 Mich 626,20 NW 469; Surget v Doe, 24 Miss 118; Green v Baker, 47 Neb 934,66 NW 1032.

Equal rights: Privileges and immunities are further protected under the 14th amendment to the U.S. Constitution, “No state.. shall deny to any person within is jurisdiction the equal protection of the laws”.

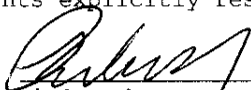
(6) DISCLAIMER – Assignee, seized in deed, and lawful entry is inclusive of specifically that certain legally described portion of the original land grant or patent Number 96 and not the whole thereof, including hereditament, tenements, pre-emption rights appurtenant thereto. The recording of this instrument shall not be construed to deny or infringe upon any others right to claim the remaining portion thereof. Therefore if this land Patent is not challenged as stated above in a court of law, within thirty (30) days from date of filing, on or before October 5th 2012 it then becomes my property; including everything attached to the land, and all future claims against the land will be void, as no one has followed the proper steps to get legal title. Any challenges to the validity of this declaration and notice are subject to the limitations referenced herein. Otherwise laches/estoppel shall forever bar the same against allodial freehold estate; assessment lien theory to the contrary (ORS 275, 130), included.

State of Illinois }
County of Cook }

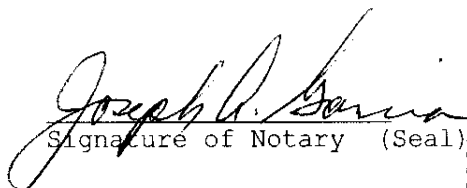
On September 5, 2012 before me, Richard Mota appeared personally known to me to be the living man whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity.

Witness my hand and official seal

All rights explicitly reserved without prejudice


Richard Mota. (Assignee)

09-05-2012
Date


Signature of Notary (Seal)

