



**AFFIDAVIT OF TAX-EXEMPT STATUS**

For the purposes of this Affidavit, the terms "United States" and "U.S." mean only the Federal legislative democracy of the District of Columbia (DC), Puerto Rico, U.S. Virgin islands, Guam, American Samoa and any other Territory within the "United States" which entity has its origin and jurisdiction from Article I, Section 8, Clauses 17-18 and Article IV, Section 3, Clause 2 of the Constitution for the United States of America. The terms "United States" and "U.S." are NOT to be construed to mean or include the 50 sovereign, united States of America. United States Code (USC) and Code of Federal Regulations (CFR) so cited are so for illustrative purposes.

STATE: TEXAS §

**AFFIDAVIT: Tax-Exempt Foreign Status**

COUNTY: TRAVIS §

KNOW ALL MEN AND WOMEN BY THESE PRESENTS, that I, James-Marlin Ebert BEING FIRST DULY SWORN, deposes and says:

"I, me, James-Marlin Ebert am a man competent to make this affidavit and I possess full SOVEREIGN and UNALIENABLE RIGHTS by virtue of the Declaration of Independence (1776), the Constitution for the united States of America (1789) and the Bill of Rights (1791), and over two hundred years of American case law (i.e., common law), both prior to and after the undeclared federal, corporate United States government bankruptcies of 1933 and 1938, serenely, lawfully and in good faith for the purpose of avoidance not evasion do say as actual and constructive notice for the record:

1. Neither born nor naturalized in the "United States" nor "subject to its jurisdiction" I am NOT and never have been, as described in 26 CFR 1.1-1(c) and the 14<sup>th</sup> Amendment, a "U.S. citizen" - therefore I AM an "alien" with respect to the "United States"; and
2. I am NOT and never have been, as described in 26 USC 865(g)(1)(A), a "resident of the U.S."; and
3. I have NEVER made, with ANY "knowingly intelligent acts" (Brady v. U.S., 397 U.S. 742, 748), ANY voluntary election under 26 USC 6013 or 26 CFR 1.871-4 to be treated as a "U.S. resident alien" for any purpose -- further, I have utterly NO intention of making any such election now or in the future; and
4. I AM, as described in 26 USC 865(g)(1)(B), a "nonresident" of the "United States"; and
5. I am NOT and never have been, as described in 26 USC 7701 (a)(30), a "U.S. person"; and
6. I am NOT and never have been, as described in 26 USC 7701 (a)(14), a "taxpayer"; and
7. I do NOT have and have never had, as described in 26 USC 911 (d)(3), a "tax home within the U.S.".
8. I AM therefore, as described in 26 CFR 1.871-2 and 26 USC 7701 (b), a "nonresident alien" with respect to the "United States" and am outside the general venue and jurisdiction of the "U.S.".
9. I am NOT and never have been, as described in 26 USC 3401, an "officer" or an "employee" or an "elected official" (of the "United States," of a "State" or of any political subdivision thereof, nor of the District of Columbia, nor of a "domestic" corporation) earning "wages" from an "employer"; and
10. I am NOT and never have been, as described in 31 USC 3713, a "fiduciary" or, as described in 26 USC 6901, a "transferee" or a "transferee of a transferee"; and
11. I am NOT and never have been, as described in 26 USC Subtitle B, a "donor" or a "contributor" and as a "nonresident alien" excluded under 26 USC 2501 (a)(2), I am EXEMPT from any gift tax under 26 USC Subtitle B; and
12. As a "nonresident alien" NOT engaged in or effectively connected with any "trade or business within the United States" I am NOT REQUIRED by law to obtain a "U.S." Taxpayer Identification Number

AFFIDAVIT: Tax-Exempt Foreign Status

MAR 06 2007

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I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on



Dana DeBeauvoir, County Clerk

By Deputy:

**NOEL RODRIGUEZ**

(TIN) or a Social Security Number (SSN) because of my exemption under 26 CFR 301.6109-1 (g) -- further, I am NOT REQUIRED by law to make, as described in 26 CFR 1.6015(a)-1, a "declaration" because I am exempt under 26 CFR 1.6015(i)-1 and fundamental law.

13. As a "nonresident alien" I have NO "self-employment income" (see 26 CFR 1.1402(9b)-3(d)) ; and
14. As a "nonresident alien" I derived NO "gross income...from sources within the United States,"--either "effectively connected" or "not effectively connected with the conduct of a trade or business in the United States" as described in 26 USC 872(a); and
15. As a "nonresident alien" my private-sector remuneration is "from sources without the United States" as described in 26 CFR 1.1441-3(a), and does NOT constitute 26 USC 3401 "wages" and is therefore NOT "subject to" mandatory withholding (under 26 USC 3402(a), 3101(a), or 26 CFR 1.1441-1) because of its EXEMPTION under 26 USC 3401 (a)(6) and fundamental law; and
16. As a "nonresident alien," I did NEVER intentionally make, with ANY "knowingly intelligent acts" ANY voluntary withholding "agreement" as described in 26 USC 3402(p); and
17. As a "nonresident alien," my income is NOT includible in "gross income" under Subtitle A and is EXEMPT from withholding according to 26 CFR 1.441-3(a) and 26 CFR 31.3401 (a)(6)-1 (b); and
18. As a "nonresident alien" with NO income "from sources within the United States," my private-sector, non-"U.S." income is exempt from all federal tax under fundamental law (see Treasury Decisions 3146 and 3640, and United States v. Morris, 125 F.Rept. 322, 331); and
19. As a "nonresident alien" my estate and/or trust is, as described in 26 USC 7701(a)(31), a TAX-EXEMPT "foreign estate or trust"; and
20. I am not a 26 USC 7203 "person required" as I am a nontaxpayer outside both general and tangential venue and jurisdiction of Title 26, United States Code.
21. As a "natural born Citizen" (see 11:1:5 of the Constitution for the united States of America), a man on the land, a free sovereign, American Citizen / National, a nonbelligerent, not a corporation or becoming one, and "non-resident alien" with respect to the federal "United States" I did NEVER voluntarily, intentionally waive, with ANY "knowingly intelligent acts" ANY of my unalienable rights, and have utterly NO intention of doing so in the future; without prejudice, I do claim and reserve all rights, remedies, defenses, statutorial or procedural, and I retain full constitutionally secured rights, power, privileges and prerogatives and enjoy the advantages thereof, at all times - in all places -- any prima facie evidence or presumption to the contrary is hereby rebutted. Any past signatures on Department of the Treasury Internal Revenue Service (IRS) and Social Security Administration (SSA) forms, statements, etc., were in error and involuntarily made under threat, duress and coercion. I hereby revoke, cancel and render void, *Nunc Pro Tunc* both currently and retroactively to the time of signing, any and all such signatures. I reserve my Common Law right *not* to be compelled to perform under any contract or agreement that I have not duly entered into *knowingly, voluntarily, and intentionally*. I do not accept the liability of the "compelled benefit" of any unrevealed contract, commercial agreement or bankruptcy.

Pursuant to 28 USC 1746(1) and executed "without the United States" I affirm under penalty of perjury under the laws of the united States of America that the foregoing is true and correct to the best of my belief and informed knowledge at the time of signing. Also, I certify that I have no federal "agency", "employment", or "contract" which might adversely affect the exercise of my constitutionally protected rights. Also, I certify that I am entitled to a full refund of all alleged tax moneys coerced or inadvertently paid over time to the "US Treasury" - pursuant to my tax-exempt "foreign" status.

Further This Affiant Saith Not.

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I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on



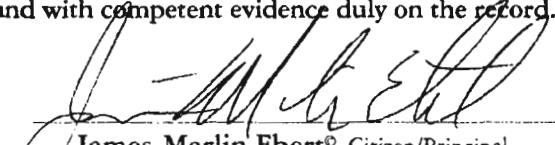
Dana DeBeauvoir, County Clerk

By Deputy:

NOEL RODRIGUEZ

Subscribed, sealed and affirmed to this 1<sup>st</sup> day of February, A.D. 2007.

I hereby affix my own autograph to all of the above affirmations with explicit reservation of ALL my unalienable rights and without prejudice to ANY of those rights pursuant to U.C.C. § 1-308. Anyone desiring to defeat this affidavit must be properly authorized to do so and do so point-by-point, responsibly, definitively and with competent evidence duly on the record."

  
James-Marlin Ebert<sup>o</sup>, Citizen/Principal,  
by Special Appearance, *in Propia Persona*,  
proceeding *Sui Juris*, with Assistance,  
Special, unrepresented,  
"Without Prejudice"

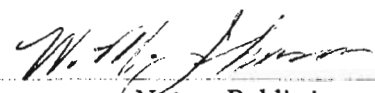
STATE of TEXAS §  
§  
TRAVIS COUNTY §

VERIFICATION

I hereby certify that on this 1<sup>st</sup> day of February, the above **James-Marlin Ebert**, whom I know, or has identification satisfactorily proven to me, appeared to attest and affirm that he is the one executing the foregoing document.

I, THEREFORE set my hand and seal in affirmation to the execution thereof.





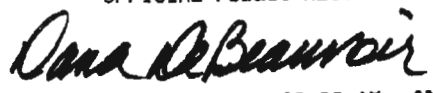
Notary Public in and for  
the State of Texas

My commission expires:  
July 21, 2007

When recorded please return to:  
**James-Marlin Ebert**  
Non-Resident/Non Domestic  
c/o Post Office Box 7354  
Austin, Texas USA 78713

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS



2007 Feb 28 09:32 AM 2007034953

BENAVIDESV \$24.00  
DANA DEBEAUVOIR COUNTY CLERK  
TRAVIS COUNTY TEXAS

**Recorders Memorandum**-At the time of recordation this instrument was found to be inadequate for the best reproduction, because of illegibility, carbon or photocopy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

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Dana DeBeauvoir, County Clerk  
By Deputy: **NOEL RODRIGUEZ**