

Recording Requested by:

Constantin Nicholas, Holt, sui juris
c/o General Delivery
Stateline, Nevada
Nevada Republic usA
Non Domestic

AFFIDAVIT: Right to Travel

KNOW ALL MEN AND WOMEN BY THESE PRESENTS, that I Constantin Nicholas, Holt **BEING FIRST DULY SWORN AN OATH**, deposes and says:

1. My name is Constantin Nicholas, Holt, and I am domiciled at General Delivery, Nevada Republic, usA Non Domestic. Unless otherwise stated, I have individual knowledge of the matters contained within this Affidavit. I am fully competent to testify with respect to these matters.

2. That I have researched extensively the organic laws of the united states of America, including two hundred years of American case law (i.e. Common law), and affirm that I have secured the **TRAVEL, UNALIENABLE and FUNDAMENTAL, UNRESTRICTED and UNREGULATED RIGHT TO** upon both the public walkways and the highways, and transport my personal and allodial property, duly conveyed, unhindered by **ANY** private, corporate or statutory law, or Department of Motor Vehicles (DMV) regulation or so-called requirement. This unalienable right to travel is guaranteed by the 9th & 10th Amendment of the organic Constitution for the united states of America and Bill of Rights, and upheld by many court decisions in support of that right, I, now explicitly **RESERVE, ASSERT and DEFEND** that right.

3. This **AFFIDAVIT** is submitted upon demand of a driver's license, registration or proof of insurance as part of the official record of **ANY** ensuing action and must be introduced as evidence in said action.

4. That I, Constantin Nicholas, Holt, do **NOT** under **ANY** circumstances utilize the public highways for commercial purposes, I am **NOT** a 14th Amendment legal "person" engaged in interstate commerce, nor do I derive income from the and transport of goods. I am **NOT** a "driver", nor am I an "operator" of a "motor vehicle". The driver's license is for motor vehicles involved in commerce only. My private, self-propelled contrivance/ carriage is **NOT** involved in commerce, therefore it is **NOT** a "motor vehicle". The corporate **STATE OF NEVADA** Department of Motor Vehicle code does not disclose the true intent and purpose of the statutes, though a "motor vehicle" is adequately and clearly defined in the United States Code(USC).

Affidavit(Right to Travel) con't

"Motor Vehicle" means every description of carriage or other contrivance propelled or drawn by mechanical power and used for commercial purposes"-18 USC 31

"The privilege of using the streets and highways by the operation thereon of motor vehicle carriers for hire can be acquired only by permission or license from the state or its political subdivision"-Black's Law Dictionary, 5th ed, page 830.

5. I cannot in good faith apply for and accept a driver's license, as I would be committing **PERJURY**. I would have to **SWEAR** under **QATH** that I am a member of, franchisee of, or resident(agent) of (fiduciary, surety for) the corporate "**STATE OF NEVADA**" when the already established facts by affidavit have evidenced that I am **NOT** a member of, citizen of, franchisee of, or resident (agent) of the corporate "**STATE OF NEVADA**" or the federal United States.

6.I am **NOT** effectively connected with a trade or business in the corporate monopoly of the United States government, whether federal, State, county or municipal. I am **NOT** a resident"U.S. citizen", but a Citizen of the several States domiciled in the sovereign state of Nevada Republic(xxxx),an American state Citizen of the united states of America. I am domiciled in a foreign jurisdiction to both the corporate state and federal governments. I have **NOT** knowingly or willingly waived **ANY** of my **UNALIENABLE RIGHTS**. American case law has clearly adjudicated that:

" The right of the citizen to travel upon the public highways and to transport his/her property thereon either by carriage or automobile, is not a mere privilege which a city(or State) may prohibit or permit at will, but a common right which he/she has under the right to life, liberty and the pursuit of happiness" --Thompson v. Smith, 154 SE 579

"Even the legislature has no power to deny to a citizen the right to travel upon the highway and transport his/her property in the ordinary course of his business or pleasure, though this right may be regulated in accordance with the government indebtedness and the undeclared federal bankruptcy. **ANY** administrative rule, regulation or statutory act of **ANY** State legislature or judicial tribunal to the country is unlawful and clearly unconstitutional, thus **NULL** and **VOID**. American case law has clearly adjudicated that:

"Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them"-Miranda v. Arizona, 384 U.S.

"The claim and exercise of a Constitutional right cannot be converted into a crime."--Miller v. U.S., 230 F 2d 486,489

"There can be no sanction or penalty imposed upon one because of his exercise of constitutional rights"--Sherar v. Cullen, 481 F. 945

Affidavit(Right to Travel)

Page 2 of 4

401599

BK 1196PG3907

Affidavit(Right to Travel) con't

8. Any action involving a citation or ticket issued, confiscation impoundment or search and seizure of my private property by a police officer or **ANY** other public servant or employee which carries a fine or jail time is a penalty or sanction, thus converting a right into a crime. **ANY** citation or ticket is thus **NULL** and **VOID**. Under every circumstance without exception, government official must hold the Constitution for the united states of America(1791) supreme over **ANY** other laws, regulations or orders. Every police(executive) officer or judicial officer has **SWORN AN OATH**, an oath to protect the lives, property and rights of the citizens of the united states of America under the supreme law of the land. Any act to deprive state Citizens of their constitutionally protected rights is a direct violation of their oath of office, a felony and a federal crime.

"The Senators and Representatives before mentioned, and the Members of the several state Legislatures, and all executive and judicial officers, both of the United States and of the several states, shall be bound by oath or affirmation, to support this Constitution for the united states of America, Article 6

9. **ANY** action by a police(executive) officer, officer of the court, public servant or government official to assert unlawful authority under the "color of law" will be construed as a direct and willful violation of my constitutionally protected rights, and will be prosecuted to the full extent of American law.

"Public officials are not immune from suit when they transcend their lawful authority by invading constitutional rights"--AFLCIO v. Woodward, 406 F2d 137t.

"Whoever under the color of any law, statute, ordinance, regulation, or custom, willfully subjects any inhabitant of any state, Territory, or District to the deprivation of **ANY** rights, privileges or immunities secured or protected by the Constitution of laws of the United States...shall be fined not more than \$1000 or imprisoned not more than one year, or both"-18 USC 242

10. This **AFFIDAVIT** also certifies that I have previously completed and passed a test measuring my competency to safely control a motorized vehicle upon the public highways within the united states of America. I have also met or exceeded all common sense requirements concerning the "rules of the road" and the ability to maneuver a motorized vehicle in a safe and responsible manner.

PERJURY JURAT

Pursuant to Title 28, USC Sec. 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. And further deponent saith not. I now affix my signature and official seal to all of the above affirmations with **EXPLICIT RESERVATION OF ALL MY UNALIENABLE RIGHTS, WITHOUT PREJUDICE**, pursuant to U.C.C. 1-207 and U.C.C. 1-103.6

Respectfully,

Constantin Nicholas Holt, sui juris
LS. Citizen/Principal, by Special Appearance, in Propria Persona, proceeding Sui Juris, with Assistance, Special Constantin Nicholas, Holt, sui juris

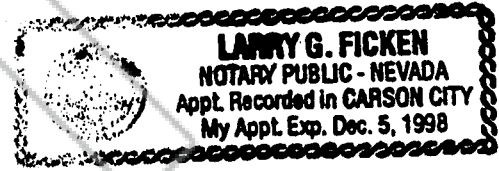
Sworn, subscribed, sealed and affirmed before me this 25 day of NOVEMBER 1996

Notary Public for STATE OF NEVADA
My commission expires 12-5-98

Larry G. Ficken

AFTER RECORDATION RETURN TO:

Constantin Nicholas, Holt, sui juris
c/o General Delivery
Stateline, Nevada
Nevada Republic usa
Non Domestic



Page 4 of 4

REQUESTED BY
Constantin Nicholas, Holt
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA
sui juris

'96 NOV 25 AIO :39

401599

BK 1196 PG 3909

LINDA SLATER
RECORDER

\$10.00 PAID *[Signature]* DEPUTY

a