

OFFICIAL RECORD

Requested By:  
MICHELLE JANINE GABLER

Parcel Identification No. 1320-32-111-078

Douglas County - NV  
Karen Ellison - Recorder

Page: 1 of 7 Fee: 20.00  
BK-0111 PG- 2986 RPTT: 0.00

Recording Requested By:

Michelle-Janine: family Gabler

care of 1558 First Street

Minden, Nevada



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**AFFIDAVIT BY VERIFIED DECLARATIONS**

**NUNC PRO TUNC AT LAW AND  
PUBLIC NOTICE REVOCATION OF OATHS AFFIDAVIT  
of Michelle-Janine: family Gabler**

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**NOTICE:** This Affidavit is intended to clarify previous affidavits you might have received in the past. This may be the first affidavit for others, removing my autograph / signature from all Contracts of a feudatory or adhesion nature, as well as all Trusts created by the government naming me, Michelle-Janine: family Gabler, as beneficiary without my knowledge or consent. This Affidavit shall also serve as my intention to remove any Oath I, Michelle-Janine: family Gabler, may have taken in the past Nunc Pro Tunc. As my Spiritual instruction has led me to understand that as a living, breathing, flesh and blood, Spiritual being, Michelle-Janine: family Gabler, can make no Oath to Man but only unto my Living, Almighty God. This was clearly stated by Jesus Christ's command against swearing Oaths (Matt 5: 33-37). It is required of you or any party of interest to file and or refute this Affidavit, which contains truths and law. Failure to rebut is deemed acceptance.

**PREAMBLE**

I, Michelle-Janine: family Gabler, being a free American adult, natural born, live, breathing soul, living on land in Nevada state Republic since March 18, 1947, living and working in Nevada Republic; being of such status, hereby make this Special Appearance, by "Now for then" Nunc Pro Tunc, Affidavit as Citizen in Party, proceeding Sui Juris, at Law. Neither conferring nor consenting to any foreign jurisdiction, except Common Law of Nevada and or the united States of America. As such I, Michelle-Janine: family Gabler willfully enforce all constitutional limitations and restraint respectively on all government agencies when dealing with them, wherefore the undersigned, named herein and above, upon affirmation declares and evidences the following:

I, Michelle-Janine: family Gabler, am of lawful age, am competent to make this Affidavit, and have first hand knowledge of the facts addressed herein. I, Michelle-Janine: family Gabler, am a free Sovereign, natural born, flesh and blood woman, in Nevada state Republic and as such in the united States of America. In fact, by right of heritage and inheritance, of the Nevada state Republic, protected by hereditary succession of all predecessors previous Contracts with government as found in the Northwest Ordinance of 1787, the Articles of Confederation of 1777, the Organic Act, of 1849, the original Constitution of for the United States of America (1787) including the Preamble and the Bill of Rights (1789) including it's Preamble; and Nevada Constitution PREAMBLE:

*"We the people of the State of Nevada <Grateful to Almighty God for our freedom > in order to secure its blessings, insure domestic tranquility, and form a more perfect Government, do establish this CONSTITUTION.", and;*

including the 1864 enabling Act based on and limited to Local People Consent; As such I, Michelle-Janine: family Gabler, retain all my unalienable rights granted by God incorporated into positive law embodied in the Declaration of Independence (1776) and binding Rights upon my parentage and myself since the beginning of the World till 10 days from the end of the World; As a free natural born, flesh and blood woman, proceeding Sui juris in Law, not within the corporate entity or a corporate member, being duly sworn to God and affixing my

**Sec. 2.** Government is instituted <for the protection>, security <and benefit of the people>; they have the right to alter or reform the same whenever the public good may require it.

**Sec. 8.6.** Private property <PERSON'S TIME AND EFFORT> shall not be taken for public use without just compensation having been first made, or secured,

**Sec. 17.** Slavery and involuntary servitude prohibited. <No compensation received>  
Neither Slavery nor involuntary servitude unless for the punishment of crimes shall ever be tolerated in this State. <Defend-ant—Servitude-Involuntary>

**Sec. 20.** Rights retained by people. This enumeration of rights shall not be construed to impair or deny others retained by the people. <Rights denied and disparaged>;

As such I, Michelle-Janine: family Gabler, retain all my unalienable rights granted by God incorporated into positive law embodied in the Declaration of Independence (1776) and binding Rights upon my parentage and myself since the beginning of the World till 10 days from the end of the World; As a free natural born, flesh and blood woman, proceeding Sui juris in Law, not within the corporate entity or a corporate member, being duly sworn to God and affixing my Autograph / signature to this document, do hereby make the following statement of fact and affirm: Previous agreements imposed upon a corporate fiction, with a name sounding similar to mine if spoken but dissimilar when spelled in all capital letters, under Corporate State of Illinois statute, at my birth, or sometime thereafter, by usage of threat, coercion, withholding of material facts, and uninformed consent. That I, Michelle-Janine: family Gabler, was not of the age of majority; therefore, this aforementioned government action constitutes constructive fraud and placed me under duress of mind and body. In general, an infant is not bound by his contracts, unless to supply him necessaries. Vasse v. Smith, 3 L. Ed. 207. This contract is null and void, nunc pro tunc, due to the aforementioned fraud. And further,

**AFFIDAVIT AMENDMENT PROTECTION CLAUSE:**

I, Michelle-Janine: family Gabler, the undersigned, in order to protect my unalienable rights to life, liberty and property, inclusive of my unalienable right to property in rem and in personam, has been forced to amend certain legal documents and statements and cancel any and all Oaths not made directly to God, due to the continuous acts of fraud upon me by de facto governments, both State and Federal.

Therefore I, Michelle-Janine: family Gabler, declares to God to be noticed by other parties with interest, that I, Michelle-Janine: family Gabler, am free to amend any and all such documents, statements and Oaths as a matter of substantive right, for I, Michelle-Janine: family Gabler, cannot be held liable for either acts or the omissions by governments which are out of my control, which acts and omissions constitute fraud in one form or another, which have caused untold suffering to millions of human beings in this country and around the world.

Therefore, I, Michelle-Janine: family Gabler, proceeds at all times with explicit reservation of all my rights and without prejudice with respect to any of my unalienable rights, inclusive of my personal right to substantive and procedural due process proceedings under the Judicial Power of both State and Nation as guaranteed by the National and State

Constitutions and Congress granting each State of the Union under the equal footing doctrine, a Republican form of government, not a Corporate form of government. And further,

I, Michelle-Janine: family Gabler, state and affirm the following to Almighty God to be noticed by other parties with interest:

1. That I, Michelle-Janine: family Gabler, rebuts any erroneous presumptions and or terminates any erroneous election of U.S. "residence" which may have been established in error by the filing of any prior IRS forms, schedules and other statements, by mistake resulting in part from the demonstrable vagueness that is evident throughout Title 26 USC and it's regulations, and by mistakes resulting also from the constructive fraud and misrepresentation mentioned throughout this Affidavit; that I, Michelle-Janine: family Gabler, was neither born nor naturalized in the "United States", I, Michelle-Janine: family Gabler, has never been subject to that jurisdiction; I, Michelle-Janine: family Gabler, has never been a "United States citizen" as defined in 26 C.F.R. 1.1.1 and as defined in the alleged 14th Amendment to the United States Constitution. And further,

2. That I, Michelle-Janine: family Gabler, am not now, nor have I ever knowingly, intentionally, and voluntarily, with informed consent, entered into any personal, internal, public or private agreement, contract, stipulation, account or similar contrivance with the "United States", the "Federal Government" or the "District of Columbia", it's territories, agencies or other property appurtenant thereto, which would have altered or waived my de jure Sui Juris status, or my natural unalienable God-given natural rights: that any such agreements or contracts, expressed or implied, such as applications for a Social Security number, application for Driver's License, Bank Signature Card or the use of Federal Reserve Notes (which are not constitutional Specie), and Oaths taken as a litigant or counsel in judicial proceedings, etc., are all hereby revoked due to the fraudulent withholding of material facts, which became a jurisdictional trap and as such are a Bill of Attainder on this free American natural born woman upon the land in Nevada state, in the united States of America, for I, Michelle-Janine: family Gabler, cannot become a nexus by the effect of fraudulent device, as none of my unalienable natural rights are negotiable and the government both State and Federal has not proved that they ever had jurisdiction to change my status, as required by Title 5 U.S.C.

Section 556 (d) or as defined and set out as a constitutional requirement that any change of status would lawfully have to take place in a Common Law (judicial power) court under the due process clause of the 5th amendment to the United States of America Constitution.

And.

3. That this is to certify that I, Michelle-Janine: family Gabler, is a free American, natural born, living flesh and blood woman in the several united States of America, living and breathing in the Republic of Nevada state, a Republic state in the North American Continent, in Douglas County, and working in that County. And further,

4. I, Michelle-Janine: family Gabler, living under Common Law, having assumed, among the powers of the Earth, the Separate and Equal station to which the Laws of Nature and Nature's God entitles me, in order to secure the Blessings of Birthright that was taken from me by fraud, do hereby asseverate and terminate all Trusts, Feudatory and Adhesion

Contracts with the Federal or State government and it's agencies and with the corporate State of Nevada and it's agencies, for I, Michelle-Janine: family Gabler, being of sound mind and body, do not choose, nor have I, Michelle-Janine: family Gabler, ever chosen, to give up, relinquish or otherwise waive any of my God-given natural, constitutionally secured rights. And further,

5. That my use of the phrase "With explicit reservation of all my rights and without prejudice" included in my Autograph /signature on this document indicates: that I, Michelle-Janine: family Gabler, explicitly reject any and all benefits of the Uniform Commercial Code, absent a valid commercial agreement which is in force and to which I, Michelle-Janine: family Gabler, am a party, and cite it's provisions herein only to serve notice upon all agencies of government, whether international, national, state, or local, that they and not I, Michelle-Janine: family Gabler, are subject to and bound by all of it's provisions, whether cited herein or not; that my explicit reservation of rights has served notice upon all agencies of government of the "Remedy" they must provide for me under Article 1, Section 308 of the Uniform Commercial Code, whereby I, Michelle-Janine: family Gabler, have explicitly reserved my Common Law right not to be compelled to perform under any contract or commercial agreement, that I, Michelle-Janine: family Gabler, have not entered into knowingly, voluntarily, and intentionally; that my explicit reservation of rights has served notice upon all agencies of government that they are all limited to proceeding against me only in harmony with the Common Law and that I, Michelle-Janine: family Gabler, do not, and will not accept liability associated with the "compelled" benefit of any unrevealed commercial agreement: and my valid reservation of right's has reserved all my rights and prevented the loses of any such rights by application of the Doctrines of Laches, Waiver or Estoppel. And further,

6. That I, Michelle-Janine: family Gabler, reserve my unalienable right to amend this Affidavit at times and places of my choosing accordingly as new facts and revelations are revealed to me, given the massive fiscal fraud, which has now been sufficiently revealed to me by means of material fact and other reliable evidences which constitute satisfactory and incontrovertible proof of the fraud, sophistry and obfuscation to which I, Michelle-Janine: family Gabler, refer in this paragraph and elsewhere in this affidavit.

**REQUIRES ANSWER:**

(a) If you feel that your agency, corporation, business, etc., has Jurisdiction and/or other lawful control over me different than what is stated by me in this Affidavit, provide me with verified proof, appropriate answer with personal knowledge, under penalty of perjury, and jurisdictional authority, within ten (10) days. If you cannot provide such, you will lose any legal claim over me as the legal maxim states "He who remains silent, consents". If additional time is needed for rebuttal please inform me in writing of that need and the additional time will be granted.

(b) Any statement or claim in this Nunc Pro Tunc Affidavit, having personal knowledge, properly rebutted under penalty of perjury, by facts of law, or overriding Article III Supreme Court ruling as such shall not prejudice the lawful validity of other claims not properly rebutted or invalidated by documentary evidence of law.





**Exhibit 1**

**UCC – UNIVERSAL COMMERCIAL CODE**

**§ 3-302. HOLDER IN DUE COURSE.**

(a) Subject to subsection (c) and Section 3-106(d), "holder in due course" means the holder of an instrument if:

(1) the instrument when issued or negotiated to the holder does not bear such apparent evidence of forgery or alteration or is not otherwise so irregular or incomplete as to call into question its authenticity; and

(2) the holder took the instrument (i) for value, (ii) in good faith, (iii) without notice that the instrument is overdue or has been dishonored or that there is an uncured default with respect to payment of another instrument issued as part of the same series, (iv) without notice that the instrument contains an unauthorized signature or has been altered, (v) without notice of any claim to the instrument described in Section 3-306, and (vi) without notice that any party has a defense or claim in recoupment described in Section 3-305(a).

(b) Notice of discharge of a party, other than discharge in an insolvency proceeding, is not notice of a defense under subsection (a), but discharge is effective against a person who became a holder in due course with notice of the discharge. Public filing or recording of a document does not of itself constitute notice of a defense, claim in recoupment, or claim to the instrument.

(c) Except to the extent a transferor or predecessor in interest has rights as a holder in due course, a person does not acquire rights of a holder in due course of an instrument taken (i) by legal process or by purchase in an execution, bankruptcy, or creditor's sale or similar proceeding, (ii) by purchase as part of a bulk transaction not in ordinary course of business of the transferor, or (iii) as the successor in interest to an estate or other organization.

(d) If, under Section 3-303(a)(1), the promise of performance that is the consideration for an instrument has been partially performed, the holder may assert rights as a holder in due course of the instrument only to the fraction of the amount payable under the instrument equal to the value of the partial performance divided by the value of the promised performance.

(e) If (i) the person entitled to enforce an instrument has only a security interest in the instrument and (ii) the person obliged to pay the instrument has a defense, claim in recoupment, or claim to the instrument that may be asserted against the person who granted the security interest, the person entitled to enforce the instrument may assert rights as a holder in due course only to an amount payable under the instrument which, at the time of enforcement of the instrument, does not exceed the amount of the unpaid obligation secured.

(f) To be effective, notice must be received at a time and in a manner that gives a reasonable opportunity to act on it.

(g) This section is subject to any law limiting status as a holder in due course in particular classes of transactions.