

# **“Affidavit of Title of Possession”;**

**as issued & held by Michael Moore;**

**& here-under, as also held by Midland County, Precinct-2 there-under,  
the State of Texas, & the USA; of the Real-Property, commonly known as:  
1001 South County Road 1060, in Midland Texas.**

For the Public-Record; this Affidavit, here-by asserts this Sworn Testimony, that, a “Title of Possession” is being held by me, together with my wife “Christine Huddleston Moore”; all under public & general principles of “Law”; as concerning certain real-property, which is located in Midland County, & in Precinct 2; & at the street-address commonly known as: “1001 South County Road 1060”.

This real property is also recorded in Midland County Tax Assessor’s Office, under “Tax ID-Number R000001728. That recording does Not constitute our Consent, for ourselves, or this property, to be Governed by any Laws Foreign or Hostile to General Texas “Constitutional-Law”, aka: the “Law-of-the-Land”, aka: the “Common-Law”.

In the year of our Lord, 2001 June 1st ; a “Peaceable Entry” was made on-to this land, by both this Affiant, & my wife, “Christine Huddleston Moore”, Since that date, we have done our best to peaceably occupy & maintain this home & land. On June 30, 2003 our daughter Christina was born, then on June 7, 2007 our twin daughter Michelle and Vivian were born. Vivian was born with special needs.

My wife Christine is also completing another Affidavit, similar to this one; in order, that, both of our Affidavits taken together, should constitute our family’s collective testimony & claim of Legitimate Title & Ownership of this property. My wifes Affidavit should be in accompaniment with this one. Here-under; we claim & register both of our “Title of Possession” documents.

Since that date, We have been the Only People who have Physically Resided In & On this Property. How-ever; there are some other hostile legal-fiction corporation claimants to ownership & possessory rights to this property. Those hostile claimants, &/or their agents, have trespassed on-to our property; but none of them have ever even spent a full night on this property.

Through Their Abuse of Legal Process; They Did Successfully Corrupt Judicial Procedures, in order to Violate the Well-Settled & Common-Law Rooted Principles of Texas Real-Property Law. There-by; they did bamboozle at least one judicial-officer, in-to issuing documents which Threatened to Brutally Assault Us, Unless We Vacated one portion of our real-property. We were there-by Criminally Intimidated & Coerced in-to Vacating that one portion of this real-property; on the date of July 7th 2017..

Since that date, the vacated portion of This Real-Property Has Significantly Deteriorated; because, the legal-fiction corporation (which fraudulently claims ownership there-of), is Not Concerned about the Common-Law “Duties to Maintain Real-Property”. Rather, they are Only Using This Real-Property As a “Security

Interest”, in order to support their Corporation Accounting Balance-Sheets.

More recently, & as the result of our learning more about the deeply-rooted Common-Law Principles of Texas Real-Property Law; We Have Re-Entered & Taken Physical Possession of that previously vacated portion of this real-property. We accomplished this Re-Entry & Taking of Possession, on the date of 2022-December-19. We immediately have begun accomplishing much needed Maintenance on this real-property, in order to help our neighborhood not deteriorate in-to a trashy slum.

We expect soon to file & prosecute a common-law rooted Complaint, which more fully articulates all of these concerns, & which is designed to secure a final judgment, to the effect, that, We Are the Only Legitimate Claimants to Ownership & Rights-of-Possession of This Real Property; & also, that, the Previous Judicial Paper-Work which was used against us, Is a Legal “Nullity”, & “Void”; because, it was Secured Only through Criminal Fraud, Racketeering, & Class-Warfare; as perpetrated by Rich Bankers & Bar-Monopoly Attorneys, as Against the Common Working-Class People of Texas.

We humbly worship that God which has ordained the Supreme Laws of Truth, Justice, & Peace, in this universe, & on this planet; & which were referenced in the opening sentence of America's “Declaration of Independence” document, through the phrase of “the Laws of Nature & of Nature's God”. We interpret that phrase in a general & “Christian” light.

Although making these sorts of claims of “Title of Possession” are modernly un-fashionable, a moment of well-reasoned contemplation will reveal that they are in complete harmony with these broader Principles of “Natural Law”. Because it is a part of our Christian Mission to spread this Light of Truth, Justice, & Peace, through all of our activities, we include a few brief & supportive legal Citations here-in, as follows:

**“Terra manes vacua occupanti conceditur: Land lying unoccupied is given to the first occupant.”**

**“Possession Vaut Titre: ... the fact of possession raises a prima facie title or a presumption of the right of property in the thing possessed.”**

**“Seisin: Possession of real property under claim of freehold estate ... with an intent on the part of him who holds it to claim a freehold interest. Right to immediate possession ...”**

**“Seize: To put in possession, invest with fee simple ... be legal possessor of, or be holder in fee simple.”**

**“Lex Terra: The law of the land. The common law, or the due course of the common law; the general law of the land. Equivalent to “due process of law”. In the strictest sense, trial by oath; the privilege of making oath.”**

**“Lex Non Scripta: The unwritten or common law, ... included ... customs & local laws.”**

**“Possession is Nine Tenths of the Law. This adage ... places in a strong light the legal truth that every claimant must succeed by the strength of his own title, & not by the weakness of his antagonist's.”**

“Black's Law Dictionary”, 5<sup>th</sup> edition; West Publishing Co.

“... no right of entry ... can be ... given to any other person, ... such right of entry cannot be assigned or transferred to another. (Litt. f, 347). This principle had its origin in ... the Ancient Law, to guard ... against maintenance, the subversion of justice, & the oppression of the poor, by the rich and powerful. For if men were allowed to grant before they obtain possession, as Lord Coke remarks, pretended titles might be granted to great men, whereby right might be trodden down, and the weak oppressed, ...”

Stearns, “A Summary of the Law & Practice of Real Actions”, Intro., § XII, 24 (Boston 1824).

“For reasons of public policy, the Common Law protected a person in peaceable possession of land, irrespective of the method of acquisition. Actual seisin or possession, however acquired and however wrongful, created a presumptive right of possession, ... . In case of being dispossessed, the disseisee could vindicate his right of possession by resort to some Possessory Proceeding, basing his action on his actual seisin and the wrongful act of the disseisor in ousting him. ... when ownership in land is resolved into its essential elements, ... the fundamental one is the right of possession. ... the right of property enforced in the Proprietary Actions is nothing more than an older and superior right of possession.” Page 50.

“As Pollock and Maitland so truly observed, “every Title to Land has its root in Seisin; the Title which has its root in the Oldest Seisin is the Best Title.” Page 51.

“When an action is founded on possession only, and not on Title or Ownership, it is sufficient to allege a Title of Possession only, a naked allegation of possession being sufficient.

Alleging Title of Possession: It is often sufficient to allege a Title of Possession only.”  
Page 116.

A Mere Naked Possession as Sufficient Title ... Since the days of Ancient Real Possessory Actions ... one forcibly ousted from his possession could be summarily restored to his possession. The law protected one in possession of real property in order to prevent breaches of the peace. ... Trespass, being an interference with the possession, ... does not require a legal Title to support it. Under the early Common Law, ... the so-called Title ... was only an older possession, ...” Pages 161-163.

“... in the final analysis, no title could be tried without also trying possession. ...” Pg 229.

“The plaintiff, in all Cases, must recover on the strength of his own Title. He cannot found his claim upon the insufficiency of the defendant’s title, for the possession gives the defendant a right against every one who cannot show ... a prior possession, ... The defendant may hold the land without any Title thereto, as his mere possession gives him a right to resist ...” Page 233.

“... the rules & principles which for centuries were applicable to & developed by the old Common Law Action of Ejectment are, for most part, equally applicable to its Modern Statutory Counterpart.” Pg-243.

“Common Law Pleading”; Koffler & Reppy;

New York Law School; West Pub. Co., 1969.

<http://legal-textbooks.com/law-civil/handbookofcommon-law-pleading.html>

**“Right of possession. ... (3) ... a person in lawful possession of property shall be deemed to have a right of possession superior to that of a person having only a security interest in the property, even if legal title to the property lies with the holder of the security interest ...”**  
**Oregon Revised Statutes: 164.105.**

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“When He (God) created man, & endued him with free will ... He laid down certain immutable laws of human nature whereby that free will is ... restrained, & gave him also ... reason to discover the purport of those laws. Considering the Creator ... is also a being of infinite wisdom, He has laid down only such laws as were founded in those relations of justice, ... . These are the eternal immutable laws of good and evil, to which the Creator Himself in all His dispensations conforms; & which He has enabled human reason to discover, ...

As therefore, the Creator is a Being, not only of infinite power, and wisdom, but also of infinite goodness, He has been pleased so to contrive the constitution and frame of humanity, that we should want no other prompter to inquire after ... , but only ... that universal principle of action. For he has so intimately connected, so inseparably interwoven the laws of eternal justice with the happiness of each individual, that the latter cannot be obtained but by observing the former; and if the former be punctually obeyed, it cannot but induce the latter. In consequence of which mutual connection of justice and human felicity (happiness), He has not perplexed the law of nature with a multitude of abstract rules and precepts, ... This is the foundation of what we call ethics, or natural law.

For the several articles into which it is branched in our systems, amount to no more than demonstrating that this or that action tends to mans real happiness, and therefore very justly concluding that the performance of it is a part of the law of nature; or, on the other hand, that this or that action is destructive of mans real happiness, and therefore that the law of nature forbids it.

The law of nature, being ... dictated by God Himself, is ... superior in obligation to any other. It is binding over all the globe in all countries, and at all times: no human laws are of any validity, if contrary to this; and such of them as are valid derive their force, and all authority ... from this original.

**William Blackstone; “Commentaries on the Laws of England”,**  
**1753 -1766; Pgs: 39/57 – 42/65.**

Under Penalty of Perjury, as administered by any 12-person jury which unanimously affirms harmony with due-process-of-law; I do solemnly swear that these words are “True”.

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Michael Moore, In Propria-Persona, & Sui-Juris;  
1001 South County Road 1060,  
Midland City & County, & in Texas State Republic [79706].  
mike.moore1028@gmail.com / 432-889-6361..

This record was acknowledge before me on this date of: \_\_\_\_\_, year of our Lord; 2022.

\_\_\_\_\_  
Notary Public – State of Texas, County of \_\_\_\_\_.