

CAUSE NO. 15-2442-CV

Ronald F. Avery	*	In the District Court
	*	
vs.	*	Guadalupe County, Texas
	*	
Guadalupe County Appraisal District	*	25th District
	*	

**Plaintiff's Response to Defendant's Request for  
DISCLOSURE, FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS, REQUESTS FOR  
ADMISSIONS, AND REQUEST FOR INSPECTION**

**PLAINTIFF'S REPOSES TO DEFENDANT'S REQUEST FOR  
DISCLOSURE**

Pursuant Texas Rules of Civil Procedure 194, you are requested to disclose, within thirty (30) days of service of this request, the information or material described in Rule 194.2(a)-(f), and (i) of the Texas Rules of Civil Procedure:

- a) the correct names of the parties to the lawsuit;  
The correct name of Plaintiff is Ronald Franklin Avery.
- b) the name, address, and telephone number of any potential parties;  
There are no potential parties.
- c) the legal theories and, in general, the factual bases of your claims or defenses;

Facts:

- 1 The state and all lawful governments are created to protect the life, liberty and possessions of the people who create it. This includes protection of the ownership of the property. The government does not own property but protects it from the owner's neighbors, foreigners, and the government itself.
- 2 In the United States the rights of the people are unalienable and their rights consist of life, liberty and possessions including land, homes tools etc. That means the state and nation of states cannot lien property belonging to citizen for security for the payment of any money or "tax" to the state or nation.
- 3 The State of Texas considers itself to be a state of the United States where these realities are acknowledged.
- 4 Thomas Jefferson, drafter of the Declaration of Independence, and third President of the United States claimed all the ideas of human liberty in America came from John Locke's Treaties of Government and Algernon Sidney's Discourses on Government.
- 5 The "Principles of Property" that John Locke explained regulate every aspect of lawful government from its creation, limits of authority, means of financial support, means of defense and conditions of its dissolution.

- 6 The so-called "ad valorem property tax" secures payment by a so-called "tax lien" which aliens the property of the true owner where in the true owner becomes a tenant and the state the false owner.
- 7 The state claims this "authority" to alien the property of the individual by the voting of the majority of the people either in congress or the local area.
- 8 The ancient law of delegated authority: No one can delegate to another more authority than they hold in themselves.
- 9 No one has authority to alien the property of their neighbor without a judgment for some wrong or harm resulting from the property or owner. No one can delegate the power to alien their neighbor's property to the government by voting or any other means. This includes the voting to make a constitution and to alter the constitution by amendment or any statutes made by the legislature.
- 10 Thomas Jefferson verified these truths by showing that people in America own their property with an allodial superior title that cannot be aliened by any lawful government.
- 11 John Adams the second President of the United States also confirmed Jefferson's verification by showing that the United States was formed for only two reasons, first, to secure religious freedom and second to abolish forever the tyranny of the feudal land system where people were required to pay fees and tenures to the feudal lords and government. If they did not pay these fees and perform these "duties" or "tenures" they would be evicted and their land given to another who would perform better.
- 12 Article 8 Section 1-e says: "ABOLITION OF AD VALOREM PROPERTY TAXES. No State ad valorem taxes shall be levied upon any property within this State." Nothing could be any more clear than that!
- 13 All subdivisions of the State of Texas are considered "The State of Texas" and therefore cannot a tax of any kind that is not a State Tax. Therefore, no subdivision can levy an ad valorem property tax.
- 14 All my property on review here is within the State of Texas and cannot have an ad valorem property tax levied upon it by any subdivision of the State of Texas regardless of conflicting unconstitutional provisions of the Texas Constitution.
- 15 My property cannot be taxed in the jurisdiction of the State of Texas as asserted before the Guadalupe County Appraisal Review Board.
- 16 The Supreme Court misinterpretations of Article 8 Section 1-e produce a violation of Article 8 Section 1 (a) which says: "Taxation shall be equal and uniform." The current decisions of the Supreme Court of Texas require that state wide school taxes be non-uniform to avoid violation of their misunderstanding of Article 8 Section 1-e. The Supreme Court has mandated a violation of Article 1(a) to justify their incorrect view of Article 8 Section 1-e.
- 17 All ad valorem taxation is based upon arbitrary values determined by state employees and selected Appraisal Review Board members. No matter how complicated and precise the measurement, the values are still unequal and cannot be made equal or uniform because of the very nature of value of property to the nature of different individuals who consider it.

d) the amount and any method of calculating the tax, interest and/or penalty in issue;

There cannot be any "ad valorem property tax" levied upon my property as it is in the State of Texas and cannot be aliened by the State of Texas or any of its

subdivisions or any other government and it cannot be aliened by the voting of those who have no authority to lien it for securing the payment of rents to the State or false owner.

- e) the name, address, and telephone number of persons having knowledge of relevant facts, and a brief statement of each identified person's connection with the case;

None.

- f) for any testifying expert:

- 1) the expert's name, address, and telephone number;

The experts have already testified in this case and their record has been made public in the pleadings of the Petitioner, namely, Thomas Jefferson, John Adams, and Samuel Adams and Frederick Bastiat. There can be no superior expert testimony.

- 2) the subject matter on which the expert will testify;

The most superior experts in the field of property and property ownership and what it means and what the purpose of government is related to the individual owners of property have already testified in the pleadings of the Petitioner.

- 3) the general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or if the expert is not retained by, employed by, or otherwise subject to your control, documents reflecting such information;

The experts and founders of the nation and state we live in agree that "ad valorem property taxes" is the re-institution of the feudal tenure system that the United States of America and the States thereof were founded to oppose and prevent forever.

- 4) if the expert is retained by, employed by, or otherwise subject to your control:

- A) all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony;

The testimony of the founders is sufficient to decide this case and the petitioner is not appealing any of the earlier arbitrary findings or determinations of what the so-called experts of the imposter or false owners think my property is worth to them and their formulas.

- B) the expert's current resume and bibliography;

The experts' resume and bibliography is well known to all Americans. Unfortunately, what they said and stood for is not so well known as evidenced by the need to go through this process to obtain what the government they formed was to secure for the people.

- i) any discoverable witness statements.

Your responses must be in writing, served on the Defendant, by and through its counsel of record, Christopher S. Jackson of PERDUE, BRANDON, FIELDER, COLLINS & MOTT, L.L.P., 3301 Northland Drive, Suite 505, Austin, Texas, 78731.

Pursuant to Rule 194.4 of the Texas Rules of Civil Procedure, you ordinarily must serve copies of documents produced with the written responses to Defendant's attorney or by producing such items for inspection, examination, and copying at 3301 Northland Drive, Suite 505, Austin, Texas, 78731. However, if the responsive documents are voluminous, the response must state a reasonable time and place for the production of documents, and a reasonable opportunity must be provided to the Defendant to inspect them.

Finally, unless otherwise ordered by the Court or Texas law, a party must furnish information requested under Texas Rule of Civil Procedure 194.2(f) by the dates set forth in Texas Rule of Civil Procedure 195.2. Your duty to amend or supplement your responses is governed by Texas Rule of Civil Procedure 193.5.

## **PETITIONER'S RESPONSE TO DEFENDANT'S REQUEST FOR PRODUCTION**

### **Request for Production No. 1:**

Please produce copies of all appraisals of the Subject Property with any effective (valuation) date between January 1, 2015 and January 1, 2012. This Request does not include appraisals conducted by the Defendant, Plaintiffs' attorney-work product, Plaintiffs' attorney-client privileged information, information related to consulting-only expert witnesses or work product of Plaintiffs' third-party valuation expert witness, whose report and opinions will later be tendered pursuant to Defendant's Requests for Disclosure subpart (f) or at deposition for purposes of this de novo proceeding.

There are none.

### **Request for Production No. 2:**

Please produce a copy of the warranty deed for the Subject Property that was in effect as of January 1 of the tax year at issue.

See attached documents.

### **Request for Production No. 3:**

Please produce a copy of the deed of trust for the Subject Property that was in effect as of January 1 of the tax year at issue.

See attached documents.

## **PETITIONER'S RESPONSE TO DEFENDANT'S FIRST SET OF REQUESTS FOR ADMISSIONS**

Pursuant to Texas Rule of Civil Procedure 198, the Defendant requests that the Plaintiff respond to its Requests for Admissions. These Requests are relevant to the subject matter involved in the pending action or are reasonably calculated to lead to the discovery of evidence admissible at trial of this case. Please serve your responses to the Defendant's attorney at 3301 Northland Dr., Suite 505, Austin, Texas 78731, within thirty (30) days after service of these requests.

### **INSTRUCTIONS FOR REQUESTS FOR ADMISSIONS**

A party served with a request for admission must admit the statement if it is true. If a statement is partially true, a party must admit so much of it as is true and qualify or deny the remainder, pursuant to Texas Rule of Civil Procedure 198.2(b). A denial must be specific and must fairly meet the substance of the requested admission.

A party cannot refuse to admit or deny on the grounds that it lacks information or knowledge to admit or deny unless the party also states: (1) it has made a reasonable inquiry; and (2) the information is not known or easily obtained by the party and is insufficient to enable the party to admit or deny the request. Further, once a party has information that would allow it to admit or deny the request, the party should supplement or amend the answer.

Requests may relate to statements or opinions of facts, or to the application of law to fact, or to mixed questions of law and fact. Further, a request may relate to documents, although such documents may not be admissible at trial, if the information appears reasonably calculated to lead to discovery of admissible evidence, that information is discoverable. Finally, a request may present a genuine issue for the trial, and a party may not object solely on that basis.

### **DEFINITIONS**

The following definitions above shall have their same meanings and apply to the Requests for Admissions below.

### **ADMISSIONS**

#### **Request for Admission No. 1:**

Admit on January 1, 2015 you were an architect licensed by the State of Texas.

Admitted

#### **Request for Admission No. 2:**

Admit on January 1, 2015 you were a resident of Guadalupe County, Texas.

Admitted

#### **Request for Admission No. 3:**

Admit Guadalupe Appraisal District Property ID 50610 consists of 3.74 acres in the Moses Baker Survey, Abstract #4, in Guadalupe County, Texas.

I admit that my property, misnamed "Guadalupe Appraisal District Property ID 50610," contains 3.704 acres is within the "the Moses Baker Survey, Abstract 4."

**Request for Admission No. 4:**

Admit Guadalupe Appraisal District Property ID 50610 consisted of land and improvements on January 1, 2015.

I admit that my property, misnamed "Guadalupe Appraisal District Property ID 50610," has a building on it.

**Request for Admission No. 5:**

Admit the improvement located on Guadalupe Appraisal District Property ID 50610 is known as the Silver Eagle Taphouse.

I admit that I named my building "The Silver Eagle Taphouse" when I built it on my land, misnamed "Guadalupe Appraisal District Property ID 50610."

**Request for Admission No. 6:**

Admit you owned 3.74 acres in the Moses Baker Survey, Abstract #4, in Guadalupe County, Texas on January 1, 2015.

I admit that I owned my land, misnamed "Guadalupe Appraisal District Property ID 50610," having 3.704 acres on January 1, 2015.

**Request for Admission No. 7:**

Admit you were the owner of Guadalupe Appraisal District Property ID 50610 on January 1, 2015.

I admit that I owned my land, misnamed "Guadalupe Appraisal District Property ID 50610," having 3.704 acres on January 1, 2015.

**Request for Admission No. 8:**

Admit Guadalupe Appraisal District Property ID 50610 is located at 9301 FM 725, McQueeney, Guadalupe County, Texas, 78123.

I admit my land, misnamed "Guadalupe Appraisal District Property ID 50610," has an address of 9301 FM 725, McQueeney, Texas 78123 in Guadalupe County, Texas.

**Request for Admission No. 9:**

Admit Guadalupe Appraisal District Property ID 50612 consists of 1.6 acres in the Moses Baker Survey, Abstract #4, in Guadalupe County, Texas.

I admit that my property, misnamed "Guadalupe Appraisal District Property ID 50612," consists of 1.512 acres in the Moses Baker Survey Abstract 4, in Guadalupe County, Texas.

**Request for Admission No. 10:**

Admit Guadalupe Appraisal District Property ID 50612 consisted only of land on January 1, 2015.

I admit my land, misnamed "Guadalupe Appraisal District Property ID 50612" does not have a building built on it.

**Request for Admission No. 11:**

Admit no improvements existed on Guadalupe Appraisal District Property ID 50612 as of January 1, 2015.

I admit that my property, misnamed "Guadalupe Appraisal District Property ID 50612" did not have a building built upon it as of January 1, 2015.

**Request for Admission No. 12:**

Admit you owned 1.6 acres in the Moses Baker Survey, Abstract #4, in Guadalupe County, Texas on January 1, 2015.

I admit I owned my property, misnamed "Guadalupe Appraisal District Property ID 50612" consisting of 1.512 acres in the Moses Baker Survey, Abstract 4, in Guadalupe County, Texas on January 1, 2015.

**Request for Admission No. 13:**

Admit you were the owner of Guadalupe Appraisal District Property ID 50612 on January 1, 2015.

I admit that I was the owner of my property, misnamed "Guadalupe Appraisal District Property ID 50612" on January 1, 2015.

**Request for Admission No. 14:**

Admit Guadalupe Appraisal District Property ID 59576 consists of 2.6580 acres in the John Sowell Survey, Abstract #35, in Guadalupe County, Texas.

I admit that the property, misnamed "Guadalupe Appraisal District Property ID 59576," consists of 2.658 acres.

**Request for Admission No. 15:**

Admit Guadalupe Appraisal District Property ID 59576 consisted only of land on January 1, 2015.

I admit that the property, misnamed "Guadalupe Appraisal District Property ID 59576," had no inhabitable buildings built upon it on January 1, 2015.

**Request for Admission No. 16:**

Admit no improvements existed on Guadalupe Appraisal District Property ID 59576 as of January 1, 2015.

I admit that the property, misnamed "Guadalupe Appraisal District Property ID 59576" had no inhabitable buildings built upon it on January 1, 2015.

**Request for Admission No. 17:**

Admit the Ronald F. Avery and Cynthia G. Avery Revocable Living Trust was the owner of Guadalupe Appraisal District Property ID 59576 on January 1, 2015.

I admit that the Ronald F. Avery and Cynthia G. Avery Revocable Living Trust was the owner the property, misnamed "Guadalupe Appraisal District Property ID 59576," on January 1, 2015.

**Request for Admission No. 18:**

Admit you were a trustee of the Ronald F. Avery and Cynthia G. Avery Revocable Living Trust on January 1, 2015.

Admitted.

**Request for Admission No. 19:**

Admit Guadalupe Appraisal District Property ID 59576 is located at 2315 Tiemann Rd., Seguin, Guadalupe County, Texas, 78155.

I admit that the property, misnamed "Guadalupe Appraisal District Property ID 59576," is located at 2681 Tiemann Road, Seguin, Texas.

**Request for Admission No. 20:**

Admit the Ronald F. Avery and Cynthia G. Avery Revocable Living Trust owned 2.6580 acres in the John Sowell Survey, Abstract #35, in Guadalupe County, Texas on January 1, 2015.

I admit the Ronald F. Avery and Cynthia G. Avery Revocable Living Trust owned 2.658 acres of land in the John Sowell Survey in Guadalupe County, Texas on January 1, 2015.

**Request for Admission No. 21:**

Admit on May 22, 2015 you protested the value is over market for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning the properties misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 22:**

Admit on May 22, 2015 you protested the value is over market for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.



I admit that on May 22, 2015 I protested the following concerning the properties misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 23:**

Admit on May 22, 2015 you protested the value is over market for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning the properties misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 24:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is over market for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I did not make a presentation concerning the "market value" of my property, misnamed "Guadalupe Appraisal District Property ID 50610," on July 21, 2015, therefore, the GCAD could not have hear it.

**Request for Admission No. 25:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is over market for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I did not make a presentation concerning the "market value" of my property, misnamed the "Guadalupe Appraisal District Property ID 50612," on July 21, 2015, therefore, the GCAD could not have hear it.

**Request for Admission No. 26:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is over market for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I did not make any presentation regarding property referred to as GCAD "Property ID 59565."

I did not make a presentation concerning the "market value" of my property, misnamed "Guadalupe Appraisal District Property ID 59576," on July 21, 2015, therefore, the GCAD could not have hear it.

**Request for Admission No. 27:**

Admit on May 22, 2015 you protested the value is unequally appraised for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning my properties misnamed "Guadalupe Appraisal District Property ID 50610, 50612 and 59576" by the Guadalupe County Appraisal District: 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 28:**

Admit on May 22, 2015 you protested the value is unequally appraised for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning my properties misnamed "Guadalupe Appraisal District Property ID 50610, 50612 and 59576" by the Guadalupe County Appraisal District: 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 29:**

Admit on May 22, 2015 you protested the value is unequally appraised for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I did not protest anything regarding property referred to as "Property ID 59565" by the GCAD.

I admit that on May 22, 2015 I protested the following concerning my properties misnamed "Guadalupe Appraisal District Property ID 50610, 50612 and 59576" by the Guadalupe County Appraisal District: 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 30:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is unequally appraised for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit the GCAD heard my protest concerning the unequal appraisal among other things regarding my property, misnamed "Guadalupe Appraisal District Property ID 50610," on July 21, 2015.

**Request for Admission No. 31:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is unequally appraised for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit the GCAD heard my protest concerning the unequal appraisal among other things regarding my property, misnamed "Guadalupe Appraisal District Property ID 50612," on July 21, 2015.

**Request for Admission No. 32:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest that the value is unequally appraised for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

The GCAD did not hear anything from me regarding property misnamed above.

I admit the GCAD heard my protest concerning the unequal appraisal among other things regarding my property, misnamed Guadalupe Appraisal District Property ID 50612," on July 21, 2015.

**Request for Admission No. 33:**

Admit on May 22, 2015 you protested Texas Constitution Article VIII, Sect. 1(a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State ad valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning the properties, misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 34:**

Admit on May 22, 2015 you protested Texas Constitution Article VIII, Sect. 1(a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State ad valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that on May 22, 2015 I protested the following concerning the properties, misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3) Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 35:**

Admit on May 22, 2015 you protested Texas Constitution Article VIII, Sect 1 (a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State ad valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I did not protest anything regarding property misnamed above.

I admit that on May 22, 2015 I protested the following concerning the properties, misnamed Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is over market value; 2) Value is unequal compared with other properties; 3)

Property should not be taxed in the taxing unit of Texas; 4) Property should not be taxed in this appraisal district or in one or more taxing units; 5) Other: Article 8 Section 1-e; Article 1(a) and other laws.

**Request for Admission No. 36:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest regarding Texas Constitution Article VIII, Sect. 1(a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State ad valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that on July 21, 2015 the Guadalupe County Appraisal Review Board heard my protest of the following concerning the properties, misnamed "Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is unequal compared with other properties; 2) Property should not be taxed in the taxing unit of Texas; 3) Property should not be taxed in this appraisal district or in one or more taxing units; 4) Other: Article 8 Section 1-e; Article 1(a) and other laws and principles the state and nation were built upon to secure the allodial titles of the people against the feudal tenures.

**Request for Admission No. 37:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest regarding Texas Constitution Article VIII, Sect. 1(a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State as valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that on July 21, 2015 the Guadalupe County Appraisal Review Board heard my protest of the following concerning my properties referred to as "Property ID 50610, 50612 and 59576:" 1) Value is unequal compared with other properties; 2) Property should not be taxed in the taxing unit of Texas; 3) Property should not be taxed in this appraisal district or in one or more taxing units; 4) Other: Article 8 Section 1-e; Article 1(a) and other laws and principles the state and nation were built upon to secure the allodial titles of the people against feudal tenures.

**Request for Admission No. 38:**

Admit on July 21, 2015 the Guadalupe Appraisal Review Board heard your protest regarding Texas Constitution Article VIII, Sect. 1(a) Taxation Shall Be Equal and Uniform and Texas Constitution Article VIII, Sect. 1-e No State as valorem taxes shall be levied upon any property within this State for Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I admit that on July 21, 2015 the Guadalupe County Appraisal Review Board heard my protest of the following concerning the properties, misnamed "Guadalupe Appraisal District Property ID 50610, 50612 and 59576:" 1) Value is unequal compared with other properties; 2) Property should not be taxed in the taxing unit of Texas; 3) Property should not be taxed in this appraisal district or in one or more taxing units; 4) Other: Article 8 Section 1-e; Article 1(a) and other laws and

principles the state and nation were built upon to secure the allodial titles of the people against feudal tenures.

**Request for Admission No. 39:**

Admit on July 24, 2015 you received the Orders Determining Protests on the issues that were heard by the Guadalupe Appraisal Review Board on July 21, 2015.

I admit that on July 24, 2015 I received the "Orders Determining Protests" on the issues of 1) Value is over "market value;" 2) Value is unequal compared with other properties; 3) Other: Article 8 Section 1-e; Article 8 Section 1(a) of the Texas Constitution.

I further admit that I did not receive "Orders Determining Protests" of the other three grounds I protested namely, 4) Property should not be taxed in the taxing unit of Texas; 5) Property should not be taxed in this appraisal district or in one or more taxing units; 6) The lawfulness of the ad valorem property tax in the United States according to the founders, part of the 9 statements of fact I provided in the May 22, 2015 Notice of Protest.

I further admit I was given a new hearing before the GCAD ARB on those last three grounds.

**Request for Admission No. 40:**

Admit the situs of Guadalupe Appraisal District Property ID 50610 was within Guadalupe County's area as of January 1, 2015.

I admit that my property, misnamed "Guadalupe Appraisal District Property ID 50610," is within Guadalupe County, Texas as of January 1, 2015.

**Request for Admission No. 41:**

Admit the situs of Guadalupe Appraisal District Property ID 50610 was within Seguin ISD's area as of January 1, 2015.

I admit that the Seguin ISD (State of Texas) erroneously claims to have a right to levy an ad valorem property tax upon my land, misnamed "Guadalupe Appraisal District Property ID 50610" secured by a lien which they cannot lawfully obtain.

I further admit the Seguin ISD (State of Texas) erroneously presumes that a lien can be obtained upon the property of individuals by a majority vote of their neighbors who do not have an authority to lien the property of any neighbor. The power to lien a particular property can only be given by the particular individual that owns it and not by those who do not own it. And no one can delegate to another an authority they do not possess.

**Request for Admission No. 42:**

Admit the situs of Guadalupe Appraisal District Property ID 50610 was within Lateral Road's area as of January 1, 2015.

I admit that Guadalupe County Lateral Roads (State of Texas) erroneously claims to have a right to impose an ad valorem property tax upon my land, misnamed "Guadalupe Appraisal District Property ID 50610," secured by a lien which they cannot lawfully obtain.

**Request for Admission No. 43:**

Admit that Guadalupe County levied a tax in the amount of \$993.15 on Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that Guadalupe County (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem property tax, of \$993.15 in defiance of the purpose of the creation of the United States of America on my property, misnamed "Guadalupe Appraisal District Property 50610," for the so-called "tax year of 2015."

**Request for Admission No. 44:**

Admit that Lateral Roads levied a tax in the amount of \$161.98 on Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that Lateral Roads, Guadalupe County (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem property tax in defiance of the main purpose of the creation of the United States of America, on my property, misnamed "Guadalupe Appraisal District Property 50610," of \$161.98 for the so-called "tax year of 2015."

**Request for Admission No. 45:**

Admit that Seguin Independent School District levied a tax in the amount of \$4,229.38 on Guadalupe Appraisal District Property ID 50610 for the 2015 tax year.

I admit that Seguin ISD (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem property tax in defiance of the main purpose of the creation of the United States of America, on my property, misnamed "Guadalupe Appraisal District Property 50610," of \$4,229.38 for the so-called "tax year of 2015."

**Request for Admission No. 46:**

Admit the situs of Guadalupe Appraisal District Property ID 50612 was within Guadalupe County's area as of January 1, 2015.

I admit that the Guadalupe County (State of Texas) erroneously claims to have a right to levy an ad valorem property tax upon my land, misnamed Guadalupe Appraisal District ID 50612," secured by a lien which they cannot lawfully obtain.

**Request for Admission No. 47:**

Admit the situs of Guadalupe Appraisal District Property ID 50612 was within Seguin ISD's area as of January 1, 2015.

I admit that the Seguin ISD (State of Texas) erroneously claims to have a right to levy an ad valorem property tax upon my land, misnamed Guadalupe Appraisal District Property ID 50612" secured by a lien which they cannot lawfully obtain.

I further admit the Seguin ISD (State of Texas) erroneously presumes that a lien can be obtained upon the property of individuals by a majority vote of their neighbors who do not have an authority to lien the property of any neighbor. The power to lien a particular property can only be given by the particular individual that owns it and not by those who do not own it. And no one can delegate to another an authority they do not possess.

**Request for Admission No. 48:**

Admit the situs of Guadalupe Appraisal District Property ID 50612 was within Lateral Road's area as of January 1, 2015.

I admit that Guadalupe County Lateral Roads (State of Texas) erroneously claims to have a right to impose an ad valorem property tax upon my land, misnamed "Guadalupe Appraisal District Property ID 50612," secured by a lien which they cannot lawfully obtain.

**Request for Admission No. 49:**

Admit that Guadalupe County levied a tax in the amount of \$206.32 on Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that Guadalupe County (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem tax in defiance of the main purpose of the creation of the United States of America on my property, misnamed "Guadalupe Appraisal District Property 50612," of \$206.32 for the so-called "tax year of 2015."

**Request for Admission No. 50:**

Admit that Lateral Roads levied a tax in the amount of \$33.65 on Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that Guadalupe County Lateral Roads (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem tax in defiance of the main purpose of the creation of the United States of America, on my property misnamed "Guadalupe Appraisal District Property 50612," of \$33.65 for the so-called "tax year of 2015."

**Request for Admission No. 51:**

Admit that Seguin Independent School District levied a tax in the amount of \$878.65 on Guadalupe Appraisal District Property ID 50612 for the 2015 tax year.

I admit that Seguin ISD (The State of Texas) levied a feudal tenure, or an unconstitutional, unlawful, ad valorem tax in defiance of the main purpose of the creation of the United States of America, on my property misnamed "Guadalupe Appraisal District Property 50612," of \$878.65 for the so-called "tax year of 2015."

**Request for Admission No. 52:**

Admit the situs of Guadalupe Appraisal District Property ID 59565 was within Guadalupe County's area as of January 1, 2015.

I admit nothing about any such misnamed "property."

**Request for Admission No. 53:**

Admit the situs of Guadalupe Appraisal District Property ID 59565 was within Seguin ISD's area as of January 1, 2015.

I admit nothing about any such misnamed "property."

**Request for Admission No. 54:**

Admit the situs of Guadalupe Appraisal District Property ID 59565 was within Lateral Road's area as of January 1, 2015.

I admit nothing about any such misnamed "property."

**Request for Admission No. 55:**

Admit that Guadalupe County levied a tax in the amount of \$1.32 on Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I admit nothing about any such misnamed "property."

**Request for Admission No. 56:**

Admit that Lateral Roads levied a tax in the amount of \$0.21 on Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I admit nothing about any such misnamed "property."

**Request for Admission No. 57:**

Admit that Seguin Independent School District levied a tax in the amount of \$5.61 on Guadalupe Appraisal District Property ID 59565 for the 2015 tax year.

I admit nothing about any such misnamed "property."

**Request for Admission No. 58:**

Admit that you filed your lawsuit appealing the Orders issued by the Guadalupe Appraisal Review Board regarding the Subject Property for the 2015 tax year on December 14, 2015.

I filed this appeal contesting the findings and orders signed on October 16, 2015 resulting from the second hearing held on October 14, 2015 related to the constitutionality and lawfulness of imposing feudal tenures upon the owners of the land in the State of Texas which defy the very purpose of the creation of the State of Texas and the United States of America.

I further admit that I am not appealing the arbitrary determinations of the "value" of my property to the State and its subdivisions which cannot own my land and buildings and equipment and property of any kind to determine its value and charge me a rent to occupy and use.

I further admit that I am not appealing the equality of the arbitrary determinations of the "value" of my property to the State and its subdivisions which cannot own my



land and buildings and equipment and property of any kind to determine its value and charge me a rent to occupy and use.

## **PETITIONER'S RESPONSE TO DEFENDANT'S REQUEST FOR INSPECTION**

### **I.**

Defendant says: "Pursuant to Rule 196.7, Texas Rules of Civil Procedure, Defendant requests an opportunity to inspect the subject property for the purposes of inspecting, measuring, photographing, and/or videotaping the subject property. Persons attending the inspection may include representatives from the Guadalupe Appraisal District, independent appraisers, and Defendant's counsel. The Defendant will require access to and will inspect all interior and exterior areas if the property has improvements."

### **II.**

Defendant requests the inspection at a time mutually agreeable to the parties.

Petitioner objects to the erroneously presumed right of the Defendants to enter the OWNER'S property to inspect it for the purposes of appraising the value of it related to other properties the Defendants erroneously claim to own. It is this kind of groundless presumption that shows to all that the State of Texas claims to own the property of every person and has a right to inspect it and appraise it and charge the real owners a rent or feudal tenure to possess and occupy and use. Such rights to inspect the property of the people and place a value on it compared to others and impose an annual rent based on that come from the false doctrine of feudal tenures which the State of Texas in the new world of the United States of America do not have as shown clearly by the founders who have testified in this protest and appeal.

I know that I have a property right to inspect my property that I have rented to a tenant and I have enforced them. But I don't have a right to inspect property I don't own and never have I requested such a thing. This request by the State of Texas to determine the value of property is an admission that the State of Texas has confiscated all the lands of the people and all their property for the purpose of raising money to pay bankers for endless and unlimited borrowing. Ten banks hold the lien on all our property and use the arm of the state to force the payment of the principle and interest on eternal debt which is not an exercise of the free market in America.

But, as I know the Defendants will not accept the truth regarding the feudal property system in Texas, you will simply get a court order to inspect my property against my will. Therefore, under duress, I will allow the GCAD (State of Texas), their employees, contractors, and lawyers, etc., to enter my property only for the limited purpose of inspecting, measuring, photographing, and/or videotaping my property upon the condition that any damage to the property will be assessed by the owner and its value set by the owner and payment shall be made to the owner by the GCAD (State of Texas).

This limited approval to enter is further conditioned upon the owner be indemnified and held harmless against all liability defended by The Guadalupe Appraisal District for any injuries during inspection resulting from premise defects, actions of those

entering, or damage to owner's property other properties or other people as a result of the actions of those entering.

This limited permission to enter my property for limited purposes does not waive my (real owner) objections and protests that only the owner can determine the value of their own property and that the State cannot impose a feudal tenure or ad valorem property tax on owner's property.

Respectfully Submitted,

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Ronald F. Avery  
Petitioner pro se

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Seguin, Texas 78155  
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### **CERTIFICATE OF SERVICE**

I hereby certify that on the 5th day of May, 2016 a true and correct copy of the foregoing was served on Attorneys for the the Defendants listed below by Certified Mail Return Receipt Requested 7014 2120 0003 2600 7171

Christopher Jackson  
Perdue, Brandon, Fielder, Collins & Mott, L.L.P.  
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Attorneys for Defendant

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Ronald F. Avery  
Petitioner pro se