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MANTI CITY JUSTICE COURT  
STATE OF UTAH COUNTY OF SANPETE

CITY OF MANTI,  
STATE OF UTAH

Plaintiff.

Vs.

DAVID HEATON  
Accused.

Case No.961208

AFFIDAVIT DENYING  
ENTRY OF PLEA

By Special Appearance

STATE OF UTAH  
County of KANE

Affirmed:

I.

I, David Heaton, the undersigned, upon due affirmation hereby affirm and state: I am being treated as the Accused in the above entitled matter upon which I appeared Specially at arraignment on or about Aug. 15, in the year of our Lord and Savior Jesus Christ Nineteen Hundred and ninety-six, before Judge Ned Jensen to challenge the venue and personal jurisdiction of the above entitled tribunal: and,

II.

On 13th day of August in the year of our Lord and Savior Jesus Christ Nineteen Hundred and ninety-six, the presiding Judge of the above entitled tribunal, and the City of Manti Police officer "peace officer" Robert Henigson #5, was served via affidavit of service, Lincoln County, Pioche, Nevada, public record numbers 105626, a true and correct copy of affirmants NOTICE OF VENUE and AFFIDAVIT OF FACTS OPPOSING VENUE, Exhibits I and II, attached hereto, and incorporated by this reference, with returned Utah Uniform Citation, number F015984, which was returned to the "peace officer", and a copy has been submitted to the above tribunal; and,

III.

This above entitled tribunal having due notice of affirmant's above Affidavit of Facts Opposing venue, Judge Ned Jensen, at aforesaid arraignment, plead "not guilty" without affirmants power of attorney nor voluntary consent and over the affirmants objections on the above said arraignment date; and,

IV.

That I, David Heaton, specifically withdraw and Deny said plea of "not guilty" and any other pleas the above tribunal will enter now, or in the future on my behalf; and,

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V.

That the undersigned continues to stand upon the aforesaid Affidavit of Facts Opposing venue; and,

VI.

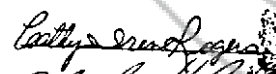
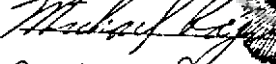
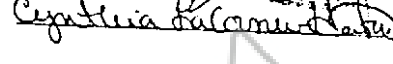
That I, David Heaton, retain and assert and do not waive any unalienable rights or remedies, specifically but not limited to the right not to waive my challenge of venue and personal jurisdiction of the above entitled tribunal; and,

FURTHER AFFIANT SAITH NOT

SUBSCRIBED AND AFFIRMED in the County of Kane, in the State of Utah, this 12 day of Oct., in the year of our Lord and Savior, Jesus Christ, nineteen hundred and ninety six.

 (seal)  
David Heaton  
Sixth Judicial District  
1/2 mile North, Marxville Rd  
Sterling, Utah

We, the undersigned, witness this day that the one known to us to be the above signator did personally appear before us in Kane county, in the State of Utah, and upon affirmation execute and affix the above signature and seal hereto.

 a citizen in the State of Utah  
 a citizen in the State of Montana  
 a citizen in the State of California

NO. 106816  
Filed And Recorded At Request OF  
David Heaton  
December 16, 1996  
At 20 Minutes Past 10 O'Clock  
A M In Book 123 OF Official Records  
Page 01 Lincoln County Nevada.

Yuriko Setzer  
County Recorder  
by Ludie Boucher, deputy