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DISTRICT COURT, STATE OF UTAH  
KANE COUNTY

City of Kanab  
STATE OF UTAH

Plaintiff,

against

Lance D. Ferwerda

Accused

Case No. 975600002

Case No. 975600003

DEMAND FOR BILL  
OF PARTICULARS

Comes now Lance D. Ferwerda, the accused, pursuant to the limitations imposed upon plaintiff and this tribunal by Article I, Section 12 of the Utah State Constitution, to wit:

"In criminal prosecutions the accused shall have the right to appear and defend in person and by counsel, to demand the nature and cause of the accusation against him, ...."

with authority and unalienable right to know the nature and cause to the instant accusations, in the above captioned statutory cause, to demand that plaintiff provide to the accused a Bill of Particulars to make more definite and certain the accusatory instrument of plaintiff in the following respects, to wit: the venue in which the process of plaintiff was issued and served and the jurisdiction of this tribunal invoked over the accused by the accusatory instrument and process of plaintiff in the following particulars:

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1.

What allegation(s) or fact(s) does plaintiff depend upon to establish the status of the accused within purview of the statute alleged by plaintiff to have been violated by the accused?

2.

What allegation(s) or fact(s) does plaintiff depend upon to establish the accused is within the venue of the process purported to be properly served upon the accused?

3.

What allegation(s) or fact(s) does plaintiff depend upon to establish the personal jurisdiction of the above captioned tribunal over accused and to establish that such personal jurisdiction was regularly and lawfully obtained?

4.

Is Title 53, Chapter 3, Section 202, Utah Code Annotated, as adopted by Section 11-321 of the Revised Ordinances of the City of Kanab, and Title 76, Chapter 10, Section 505, Utah Code Annotated, as adopted by Section 11-321 of the Revised Ordinances of the City of Kanab, and Title 53, Chapter 5, section 217, Utah Code Annotated, as adopted by Section 11-321 of the Revised Ordinances of the City of Kanab, under authority of which plaintiff purports to bring statutory accusation against the accused, enacted by the Utah State Legislators, under the authority of the Common-Law Jurisdiction, in a venue consistent therewith, as authorized by the Constitution for the State of Utah? Yes or No?

5.

Is Title 53, Chapter 3, Section 202, Utah Code Annotated, as adopted by Section 11-321 of the Revised Ordinances of the City of Kanab, and Title 76, Chapter 10, Section 505, Utah Code Annotated, as adopted by Section 11-321 of the Revised Ordinances

1 of the City of Kanab, and Title 53, Chapter 5, section 217, Utah  
2 Code Annotated, as adopted by Section 11-321 of the Revised  
3 Ordinances of the City of Kanab, under authority of which  
4 plaintiff purports to bring statutory accusation against the  
5 accused, enacted by the Utah State Legislators, under the  
6 authority of the Corporate Jurisdiction, in a venue consistent  
7 therewith, as authorized by the Constitution for the State of  
8 Utah? Yes or No?

9  
10 6.  
11 Is Title 53, Chapter 3, Section 202, Utah Code Annotated, as  
12 adopted by Section 11-321 of the Revised Ordinances of the City  
13 of Kanab, and Title 76, Chapter 10, Section 505, Utah Code  
14 Annotated, as adopted by Section 11-321 of the Revised Ordinances  
15 of the City of Kanab, and Title 53, Chapter 5, section 217, Utah  
16 Code Annotated, as adopted by Section 11-321 of the Revised  
17 Ordinances of the City of Kanab, under authority of which  
18 plaintiff purports to bring statutory accusation against the  
19 accused, enacted by the Utah State Legislators, under the  
20 authority of the Maritime/Admiralty Jurisdiction, in a venue  
21 consistent therewith, as authorized by the Constitution for the  
22 State of Utah? Yes or No?

23 7.  
24 Is Title 53, Chapter 3, Section 202, Utah Code Annotated, as  
25 adopted by Section 11-321 of the Revised Ordinances of the City  
26 of Kanab, and Title 76, Chapter 10, Section 505, Utah Code  
27 Annotated, as adopted by Section 11-321 of the Revised Ordinances  
28 of the City of Kanab, and Title 53, Chapter 5, section 217, Utah  
29 Code Annotated, as adopted by Section 11-321 of the Revised  
30 Ordinances of the City of Kanab, under authority of which  
31 plaintiff purports to bring statutory accusation against the  
accused, enacted by the Utah State Legislators, under the

1 authority of the Martial-Law Jurisdiction, in a venue consistent  
2 therewith, as authorized by the Constitution for the State of  
3 Utah? Yes or No?

4 8.

5 Does plaintiff invoke a Common-Law Jurisdiction in the  
6 instant statutory cause in the above captioned tribunal? Yes or  
7 No?

8 9.

9 Did plaintiff issue and serve process in a Common-Law venue  
10 to compel the appearance of the accused in the above captioned  
11 tribunal and cause consistent therewith? Yes or No?

12 10.

13 Does plaintiff invoke a corporate Jurisdiction in the  
14 instant statutory cause in the above captioned tribunal? Yes or  
15 No?

16 11.

17 Did plaintiff issue and serve process in a corporate venue  
18 to compel the appearance of the accused in the above captioned  
19 tribunal and cause consistent therewith? Yes or No?

20 12.

21 Does plaintiff invoke a Maritime/Admiralty Jurisdiction in  
22 the instant statutory cause in the above captioned tribunal? Yes  
23 or No?

24 13.

25 Did plaintiff issue and serve process in a  
26 Maritime/Admiralty venue to compel the appearance of the accused  
27 in the above captioned tribunal and cause consistent therewith?  
28 Yes or No?

29 14.

30 Does plaintiff invoke a Martial-Law Jurisdiction in the  
31 instant statutory cause in the above captioned tribunal? Yes or

1 No?

2

15.

3 Did plaintiff issue and serve process in a Martial-Law venue  
4 to compel the appearance of the accused in the above caption  
5 tribunal and cause consistent therewith? Yes or No?

6

16.

7 Does plaintiff allege that the "person," as defined in and  
8 for the statutes Title 53, Chapter 3, Section 202, Utah Code  
9 Annotated, as adopted by Section 11-321 of the Revised Ordinances  
10 of the City of Kanab, and Title 76, Chapter 10, Section 505, Utah  
11 Code Annotated, as adopted by Section 11-321 of the Revised  
12 Ordinances of the City of Kanab, and Title 53, Chapter 5, section  
13 217, Utah Code Annotated, as adopted by Section 11-321 of the  
14 Revised Ordinances of the City of Kanab, violation of which said  
15 statute(s) is alleged by the accusatory instrument of plaintiff,  
16 an Artificial Person? Yes or No?

17

17.

18 Does plaintiff allege that the "person," as defined in and  
19 for the statutes Is Title 53, Chapter 3, Section 202, Utah Code  
20 Annotated, as adopted by Section 11-321 of the Revised Ordinances  
21 of the City of Kanab, and Title 76, Chapter 10, Section 505, Utah  
22 Code Annotated, as adopted by Section 11-321 of the Revised  
23 Ordinances of the City of Kanab, and Title 53, Chapter 5, section  
24 217, Utah Code Annotated, as adopted by Section 11-321 of the  
25 Revised Ordinances of the City of Kanab, violation of which said  
26 statute(s) is alleged by the accusatory instrument of plaintiff,  
27 an Natural Person? Yes or No?

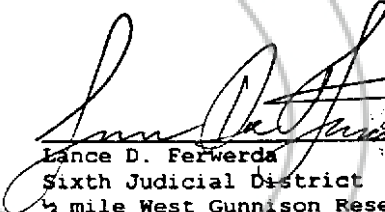
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29 Failure of plaintiff to timely provide the accused the BILL  
30 OF PARTICULARS herein demanded by accused, to make more definite  
31 and certain the accusatory instrument and accusations of

1 plaintiff in the aforesaid respects for clarification of the  
2 venue and Jurisdiction of the statutes depended upon by plaintiff  
3 and the venue and jurisdiction invoked by plaintiff in the above  
4 captioned tribunal, will be considered an attempt by plaintiff to  
5 withhold full disclosure of the nature and cause of the  
6 accusations brought by plaintiff and will make it impossible for  
7 the accused to meaningfully respond to or defend against the  
8 accusations and process made and issued or caused to be issued by  
9 plaintiff.

10  
11 Subscribed this 4<sup>th</sup> day of February, in the Year of  
12 Our Lord and Savior Jesus Christ, Nineteen Hundred and ninety-  
13 seven.

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(seal)  
Lance D. Ferwerda  
Sixth Judicial District  
1/2 mile West Gunnison Reservoir Road  
Sterling, Utah

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AFFIDAVIT OF Lance D. Ferwerda

County of Kane )  
State of Utah ) Affirmed:

I Lance D. Ferwerda, being put upon due and by solemn affirmation hereby state that I do not understand the nature and cause of the accusations in the particulars questioned by the forgoing DEMAND FOR BILL OF PARTICULARS and the forgoing DEMAND FOR BILL OF PARTICULARS is presented to plaintiff in good faith and is not interposed for the purpose of delay or any other purpose.

Subscribed and Affirmed this 4 day of Feb, in the Year of Our Lord and Savior Jesus Christ Nineteen Hundred and ninety-seven.

*Lance D. Ferwerda* (seal)  
Lance D. Ferwerda  
Sixth Judicial District  
1/2 mile West Gunnison Reservoir Road  
Sterling, Utah

We, the undersigned, witness this day that the one known to us to be the above signatory did personally appear before us in the County of Kane, in the State of Utah, and upon due and solemn affirmation executed and affixed the above signature and seal hereto.

Betty N. Hall a citizen in the state of Utah

Bonnie O. a citizen in the state of Utah

Beryl Jones a citizen in the state of Utah

COPY

**108145**

NO.

Filed And Recorded At Request Of  
Lance D. Ferwerda

Feb/ 5, 1997

At 25 Minutes Past 11 O'Clock

a M In Book 125 Of Official Records

Page 545 Lincoln County Nevada.

*J. J. Setzer*  
County Recorder