

Exhibit 70

in the case of:

**People of the Republic of Texas
and the
Sovereign Nation of the Republic of Texas**

v.

**UNITED NATIONS
(and all it's Political Subdivisions)
and
UNITED STATES
(and all it's Political Subdivisions)**

Under Pains and Penalties of perjury and the laws of the Almighty, and being sworn under a vow and oath, I attest that the attached pages are true and correct representations of:

President Tyler Proposes Annexation - October 16, 1843, from: Ernest Wallace, David M. Vigness, and George B Ward, *Documents of Texas History*, (State House Press, Texas, 1994).

This attestation is made on August 10, 1998.

Attest: *D. A. West*

Merle Ann West
Witness to scan and above signature

Jo Helen Brannon
Witness to above signatures

64. PRESIDENT TYLER PROPOSES ANNEXATION

October 16, 1843

From United States, Twenty-eighth Congress, First Session, *Senate Document*, No. 341 (Washington, 1844), 37.

On September 1, 1836, the people of Texas by an overwhelming majority voted to seek annexation to the United States. The proposal was formally presented on August 4, 1837, but the United States refused to entertain the subject. When the question was introduced into congress early the next year, John Quincy Adams blocked a vote on it in the House by a filibuster. President Houston then withdrew the offer, and the congress of Texas ratified his action on January 23, 1839. There was no further negotiation until October 16, 1843, when President John Tyler, a Southern sympathizer out of harmony with his party and aroused by fear of the growing British interests in Texas and elsewhere in North America, officially proposed through Secretary of State A. P. Upshur to Isaac Van Zandt, the Texas minister at Washington, the annexation of Texas to the United States. Upshur's letter to Van Zandt follows.

Department of State

Washington, October 16, 1843

Sir: The subject of the annexation of Texas to the United States, by treaty, has engaged the serious attention of this Government, as well as of a large portion of our people. Recent occurrences in Europe, which have doubtless attracted your notice, have imparted to the subject a fresh interest, and presented it in new and important aspects. I cannot, as you will readily see, offer any positive assurance that the measure would be acceptable to all branches of this Government, but I have no difficulty of assuring you of the desire which is felt to present it, in the strongest manner, to the consideration of Congress. A treaty of annexation is considered the most proper form; and, unless the views of the Administration shall undergo a very great and unexpected change, I shall be prepared to make a proposition to that effect whenever you shall be prepared with proper powers to meet it. If you agree in this view, I respectfully suggest that no time ought to be lost, as it is highly desirable that the treaty should be presented to the Senate at as early a period as possible.

A. P. Upshur