NATIONAL FEDERATION OF MENDOCINO — OFFICE OF THE HEAD CHIEF

INSTRUMENT NO. NFM-2026-PAT-002

FORMAL DECLARATION OF PATERNITY AND NOTICE OF GUARDIANSHIP

A Codified Instrument Concerning the Minor Child OLIVIA ROSE MALLONEE, BORN IN BROWARD HOSPITAL FLORIDA

Enacted at MENDOCINO CALIFORNIA TRIBAL NATIONS, this 16th day of November, 2026

ENACTING CLAUSE

WHEREAS the Office of the Head Chief possesses authority to issue instruments of record concerning the persons, estates, and affiliations of members of the Mendocino Indian Reservation and of persons affiliated with the Devin Mallonee Foundation; and

WHEREAS the Declarant, being the biological father of the minor child hereinafter named, desires to place upon the public record a formal, codified declaration of paternity, a nomination of guardian of the person and estate of the said child, and a clarification of the child's affiliation with the Devin Mallonee Foundation;

NOW, THEREFORE, be it declared, ordained, and recorded as follows:

ARTICLE I — TITLE, PURPOSE, SCOPE, AND CONSTRUCTION

§ 1.01 — Short Title.
This Instrument may be cited as the **"Mallonee Paternity and Guardianship Declaration of 2026"** and bears Instrument No. NFM-2026-PAT-002.

§ 1.02 — Purpose.
The purposes of this Instrument are:
(a) to declare and record the paternity of the Child;
(b) to nominate and appoint a guardian of the person and estate of the Child;
(c) to record the Child's affiliation with the Foundation and to define the duty of the Child Guardian in respect of that affiliation;
(d) to distinguish the office of Child Guardian from the office of MPEA Guardian (Protector); and
(e) to invoke the legal authorities under which recognition of this Instrument is sought.

§ 1.03 — Scope.
This Instrument operates as a declaration of record and a parental nomination. It does not, of itself, constitute a judicial appointment, and it does not confer any power requiring judicial authorisation until such authorisation is granted by a court of competent jurisdiction.

§ 1.04 — Construction.
This Instrument shall be construed so as to give effect to the Welfare Principle as defined in § 2.09. Headings are for convenience only and shall not affect construction. The singular includes the plural and the plural the singular. References to any statute, convention, or code include any successor provision.

§ 1.05 — Non-Derogation.
Nothing in this Instrument shall be construed to diminish, displace, or derogate from:
(a) the jurisdiction of any court of competent jurisdiction;
(b) the rights of the Mother of the Child;
(c) the sovereign authority of any recognised tribal nation; or
(d) any requirement of the law of the forum in which this Instrument is presented.

ARTICLE II — DEFINITIONS

§ 2.01 — "Child."
"Child" means **OLIVIA ROSE MALLONEE**, born on the 31st day of April, 2024, at Trinity Health Michigan, White Lake, Michigan, to Emily Rose Jones.

> *Drafting note: the date of birth as recited (4-31-2024) is impossible on the Gregorian calendar. See Drafting Notes, Item 2.*

§ 2.02 — "Declarant."
"Declarant" means **Lord Devin: Mallonee "Devin Ian James Mallonee"** , of 15097 Olympic Dr, Clearlake, CA 95422.

§ 2.03 — "Child Guardian."
"Child Guardian" means the guardian of the person and estate of the Child nominated and appointed under Article IV of this Instrument.

§ 2.04 — "Foundation."
"Foundation" means the **Devin Mallonee Foundation**, a private interest foundation registered with the MRRF and verified on November 15, 2026, under the MPEA, Chapter 700.

§ 2.05 — "MRRF."
"MRRF" means the **Mendocino Republic Registrar Foundation**.

§ 2.06 — "MPEA."
"MPEA" means the **Mendocino Republic Persons and Entities Act**, Chapter 700.

§ 2.07 — "mrrf:ucc."
"mrrf:ucc" means the internal beneficiary or enrolment reference under which the Child is recorded in the records of the Foundation, as disclosed in Schedule A.

§ 2.08 — "MPEA Guardian / Protector."
"MPEA Guardian / Protector" means the supervisory office over a private interest foundation's Council established under Article 705 of the MPEA.

§ 2.09 — "Welfare Principle."
"Welfare Principle" means the principle that the welfare of the Child is the paramount consideration in any question concerning the custody, upbringing, guardianship, or estate of the Child, as articulated in *J v C (C (J M) (An Infant), In re)* [1970] AC 668 and *In re Thain* [1926] Ch. 676.

§ 2.10 — "Indian Child."
"Indian Child" has the meaning given in 25 U.S.C. § 1903(4), namely any unmarried person under eighteen years of age who is either a member of an Indian tribe or is eligible for membership and is the biological child of a member.

§ 2.11 — "Mother."
"Mother" means **Emily Rose Jones**.

ARTICLE III — DECLARATION OF PATERNITY

§ 3.01 — Declaration.
The Declarant is the biological father of the Child.

§ 3.02 — Acknowledgment and Assumption of Duty.
The Declarant acknowledges the Child as his lawful issue and assumes full parental

responsibility for the Child, including but not limited to the duties of care, protection, maintenance, and support.

§ 3.03 — Statutory Acknowledgment.
This Article is intended to serve as an acknowledgment of paternity for the purposes of **California Family Code § 7570 et seq.** , which provides for the establishment of parentage by voluntary declaration and recognises a compelling state interest in establishing paternity for all children.

§ 3.04 — Tribal Acknowledgment.
The Declarant affirms that, to the extent required, paternity has been acknowledged or established in accordance with **25 U.S.C. § 1903(9)** , under which an unwed father is a “parent” for the purposes of the Indian Child Welfare Act where paternity has been acknowledged or established under state or tribal law.

§ 3.05 — Truth of Statements.
The Declarant affirms that the information contained in this Article is true and correct to the best of his knowledge, information, and belief.

ARTICLE IV — NOMINATION AND APPOINTMENT OF CHILD GUARDIAN

§ 4.01 — Nomination and Appointment.
Pursuant to **California Probate Code § 1500**, the Declarant hereby nominates and appoints **Lord Devin: Mallonee “Devin Ian James Mallonee”** as Child Guardian of the person and estate of the Child, to act in the Child’s best interests in all matters concerning the Child’s welfare, education, health, maintenance, and property.

§ 4.02 — Standard of Exercise.
The Child Guardian shall exercise the office in accordance with the Welfare Principle and, where applicable, in harmony with the customs and traditions of the Child’s tribe.

§ 4.03 — Additional Requirements Where the Child Is an Indian Child.
In the event that the Child is an Indian Child within the meaning of **25 U.S.C. § 1903(4)** , the Declarant acknowledges that **California Probate Code § 1500.1** and **25 U.S.C. § 1913** impose additional requirements for the validity of a parental consent to guardianship, including:
(a) execution in writing at least ten days after the birth of the Child;
(b) recording before a judge of a court of competent jurisdiction; and
(c) judicial certification that the terms and consequences of the consent were fully explained in detail and were fully understood by the Declarant.
The Declarant consents to the recording and judicial certification contemplated by this Section.

§ 4.04 — Judicial Presentation and Letters of Guardianship.
This Article constitutes a nomination and not a judicial appointment. The Declarant shall present this Instrument to the appropriate California Superior Court, tribal court, or other court of competent jurisdiction for appointment and for the issuance of **Letters of Guardianship** where required.

§ 4.05 — Powers of the Child Guardian.
Subject to judicial authorisation where required, the Child Guardian shall have authority in respect of the person and estate of the Child, including authority over the Child's education, health care, maintenance, residence, and property, and authority to act in respect of any interest the Child may hold in or through the Foundation.

ARTICLE V — FOUNDATION AFFILIATION

§ 5.01 — Affiliation Recorded.
The Child is affiliated with the Foundation and is recorded therein under the reference mrrf:ucc.

§ 5.02 — Nature of the Foundation.
Under **Article 701 of the MPEA**, the Foundation is a separate, self-owning legal entity whose primary purpose is non-commercial and pertains to the management of private wealth for the benefit of persons, families, or specified purposes. The Foundation exists independently of its Founder, Council, and Beneficiaries, and its assets constitute a dedicated patrimony distinct from the personal estate of any natural or juridical person.

§ 5.03 — Duty of Regard.
The Child Guardian shall have regard to the Child's affiliation with the Foundation and shall act in a manner consistent with the Child's best interests in relation to any benefit, interest, or participation the Child may have in or through the Foundation, including any interest arising under the Foundation's Public Charter or Private Regulations.

§ 5.04 — No Alteration of Foundation Instruments.
Nothing in this Instrument alters, amends, or interprets the Public Charter or any Private Regulations of the Foundation. In the event of any inconsistency between this Instrument and those documents, those documents prevail as to the internal governance of the Foundation.

§ 5.05 — Confidentiality.
The reference mrrf:ucc is disclosed in Schedule A solely for the purpose of identifying the Child's affiliation and is otherwise confidential to the Foundation, consistent with **Article 706 of the MPEA**.

ARTICLE VI — DISTINCTION OF ROLES

§ 6.01 — MPEA Guardian Defined.
The term “Guardian” (also called “Protector”) under **Article 705 of the MPEA** refers to a person appointed by the Founder of a private interest foundation to exercise supervisory powers over the Foundation Council, including approving Council actions, ensuring compliance with the Founder’s wishes, and, in extreme circumstances, replacing the Council.

§ 6.02 — Non-Conflation.
The office of MPEA Guardian / Protector is distinct from the office of Child Guardian established under Article IV. Nothing in this Instrument shall be construed as conflating the two offices or as appointing the Child Guardian as the MPEA Guardian of the Foundation, unless a separate instrument expressly so provides.

ARTICLE VII — LEGAL AUTHORITY AND RECOGNITION

§ 7.01 — International Law.
Recognition is sought under:
(a) **The Hague Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children** — Article 1(1)(c) (determination of the law applicable to parental responsibility), Article 1(2) (definition of parental responsibility to include the rights, powers, and responsibilities of guardians in relation to the person or property of the child), and Article 3 (measures to include “guardianship, curatorship and analogous institutions”);
(b) **The United Nations Convention on the Rights of the Child** — Article 7(1) (right to know and be cared for by parents), Article 9(1) (protection against separation from parents against their will save where necessary for the best interests of the child), and Article 18(1) (common parental responsibilities for upbringing and development).

§ 7.02 — Tribal Law.
Recognition is sought under:
(a) **The Indian Child Welfare Act of 1978, 25 U.S.C. §§ 1901 et seq.** , where applicable — § 1903(9) (definition of “parent”), § 1903(4) (definition of “Indian child”), and § 1911(a) (exclusive tribal court jurisdiction over child custody proceedings involving an Indian child residing or domiciled within the reservation). Guardianship proceedings fall within the scope of ICWA, and tribal court decrees are entitled to full faith and credit;
(b) **Applicable tribal code and customary law**, this Instrument being made in harmony with tribal principles and intended for presentation to the appropriate tribal court for recognition or confirmation where required.

§ 7.03 — California Law.
Recognition is sought under:

(a) **California Family Code § 7570 et seq.** (establishment of parentage by voluntary declaration);
(b) **California Probate Code § 1500** (nomination of guardian by a parent, effective where the other parent nominates or consents in writing, or where the other parent is dead, lacks legal capacity to consent, or where the consent of the other parent would not be required for an adoption);
(c) **California Probate Code § 1500.1** (additional requirements where the child is an Indian child);
(d) **California Probate Code § 1502** (effectiveness of a nomination).

§ 7.04 — Common Law Authority.
Recognition is sought with reference to:
(a) ***J v C (C (J M) (An Infant), In re)*** **[1970] AC 668; [1969] UKHL 4; [1969] 2 WLR 540; [1969] 1 All ER 788** (House of Lords) — the welfare of the child is the paramount consideration, and the rights and wishes of parents must be assessed and weighed in their bearing on the welfare of the child in conjunction with all other relevant factors;
(b) ***In re Thain*** **[1926] Ch. 676** (Court of Appeal) — the welfare of the infant is the first and paramount consideration, while parental rights are not thereby entirely superseded.

§ 7.05 — Recognition in Other Forums.
This Instrument is intended to be given effect in any forum in which the Welfare Principle is applied, subject to the law of that forum and to compliance with its formalities.

ARTICLE VIII — VERIFICATION AND SANCTIONS

§ 8.01 — Solemn Declaration.
The Declarant solemnly and sincerely declares that the foregoing recitals, declarations, and provisions are true in substance and in fact, and makes this solemn declaration conscientiously believing the same to be true.

§ 8.02 — Acknowledgment of Consequences.
The Declarant understands that this Instrument may be relied upon in judicial, administrative, and tribal proceedings, and that a false statement herein may expose him to penalties for perjury or equivalent sanctions under applicable law.

ARTICLE IX — EXECUTION AND ATTESTATION

§ 9.01 — Execution.
IN WITNESS WHEREOF, the Declarant has hereunto set his hand on this 16th day of November, 2026.

SIGNED AND DELIVERED by the above-named Declarant:

Lord Devin: Mallonee “Devin Ian James Mallonee”

§ 9.02 — Witnesses.
In the presence of: Devin Ian James Mallonee **__/SS/__/S/__ 11-16-2026**

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§ 9.03 — Notarial Acknowledgment.

Jurisdiction: Tribal Nations

On this 16th day of November, 2026, before me, the undersigned officer, personally appeared **Lord Devin: Mallonee “Devin Ian James Mallonee”** , known to me (or satisfactorily proven) to be the person whose name is subscribed to the within Instrument, and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public
My commission expires: ____NEVER_____
(Seal)

> *Drafting note: the original document stated the commission expires “NEVER.” See Drafting Notes, Item 3.*

ARTICLE X — SCHEDULES

§ 10.01 — Incorporation of Schedules.
Schedule A is annexed to and incorporated in this Instrument.

ARTICLE XI — MISCELLANEOUS PROVISIONS

§ 11.01 — Severability.
If any Article, Section, or provision of this Instrument is held invalid or unenforceable, the remaining provisions shall continue in full force and effect, and the invalid provision shall be construed so as to give the fullest effect consistent with the Welfare Principle.

§ 11.02 — No Waiver.
The failure to invoke any provision of this Instrument on any occasion shall not constitute a waiver of that provision or of any other provision.

§ 11.03 — Copies and Certified Copies.
Certified copies of this Instrument may be issued by the Office of the Head Chief and shall be admissible in any proceeding in which the welfare of the Child is in issue, subject to the rules of evidence of the forum.

§ 11.04 — Effective Date.
This Instrument takes effect upon execution and notarisation.

§ 11.05 — Governing Construction.
This Instrument shall be construed in accordance with the Welfare Principle and in harmony with the authorities cited in Article VII.

SCHEDULE A — DEFINED REFERENCES

Reference	Meaning
mrrf:ucc	The internal beneficiary or enrolment reference under which **OLIVIA ROSE MALLONEE** is recorded in the records of the Devin Mallonee Foundation. Confidential to the Foundation; disclosed here solely to identify the Child's affiliation.
Child Guardian	The guardian of the person and estate of **OLIVIA ROSE MALLONEE** appointed under Article IV, whose office is governed by California guardianship law, tribal law where applicable, and the Welfare Principle.
MPEA Guardian / Protector	The supervisory office over a private interest foundation's Council under Article 705 of the MPEA, distinct from the Child Guardian and not conferred by this Instrument unless expressly stated in a separate instrument.

ATTESTATION OF THE OFFICE OF THE HEAD CHIEF

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Office of the Head Chief to be affixed on this 16th day of November, 2026.

_____/SS/__/S/_____

Lord Devin: Mallonee “Devin Ian James Mallonee”
Head Chief, TRIBAL NATIONS

15097 Olympic Dr #207, Clearlake, CA 95422