

- d. Since Adrian Perry Watler (who is the same person named as "Perry Watler" in Paragraph 3 of the Will) has already received a house lot by way of transfer of Parcel 38B-490 from the Deceased in consideration of natural love and affection, may the Applicant now treat the said Adrian Perry Watler as having already received the house lot to which he would (in the absence of such transfer) otherwise have been entitled to receive in accordance with the said Paragraph 3 of the Will? In light of the said transfer and also in light of the said Adrian Perry Watler's affidavit sworn 11th December 2012 in which he indicated that he waives and renounces any claim to another house lot to be created out of a possible subdivision of registered parcel 38B-164REM5, may the Applicant now proceed to administer Leslie's Estate without any need to transfer to the said Adrian Perry Watler an additional house lot or any other interest out of what is now registered parcel 38B-164REM5?
- e. What is the true meaning in the context of the said Paragraph 3 of the Will for the Applicant "at his discretion" to sub-divide what is now registered parcel 38B-164REM5? Does it mean that the Applicant may sub-divide or not sub-divide such property "at his discretion"? What discretion does the Applicant have not to sub-divide since Leslie's Estate does not have available cash to pay for such sub-division? Or does it mean that the Applicant must sub-divide, leaving only the timing and manner thereof "at his discretion"? Or may the Applicant transfer registered parcel 38B-164REM5 to the Deceased's grandchildren (other than the said Adrian Perry Watler) in equal shares absolutely without sub-dividing it?
- f. What is the true meaning of "a house lot" in the context of the said Paragraph 3? Is it to be constructed to mean a minimum size house lot in accordance with the relevant and applicable planning laws and regulations? Would the estate of Leslie's Widow (as the residuary beneficiary pursuant to Paragraph 9 of the Will) be entitled to any such house lots in excess of the total number needed to satisfy the Deceased's true intention in relation to the said Paragraph 3?
- g. For the purposes of section 44(1) of the Trust Law (2011 Revision), will it be sufficient if the Applicant gives one notice by advertisement in the *Caymanian*

Compass (or any other local newspaper) of his intention to make conveyances to or distributions among the persons entitled to any real or personal property in accordance with the Will and of his requirement for any person interested to send to him in writing within 28 days from the date of such notice particulars of any claim in respect of the property or any part thereof to which the notice relates?

- h. How to notify and pay any beneficiary who does not reside in this jurisdiction?
- 2. Provision be made for such order for costs as may be needed.
- 3. There be such further and/or other relief as seems fit to this Honourable Court.

Dated the 14th day of December 2012,



Orren Merren & Company
Attorneys-at-Law for the Applicant

TIME ESTIMATE: The estimated length of the hearing of this summons is 15 minutes.

This Originating Summons was issued by Orren Merren & Company, Attorneys-at-Law for the Applicant, whose address for service is 15 Simmons Way, George Town, P.O. Box 481, Grand Cayman KY1-1106, Cayman Islands.