

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 588 OF 1997

**IN THE MATTER OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138
IN THE MATTER OF A DECLARATION AS TO THE PERSON ENTITLED
TO OWNERSHIP OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138**

**BETWEEN: MOLLY DIANE POWERY PLAINTIFF
AND: WALTER DAVIS BORDEN DEFENDANT**

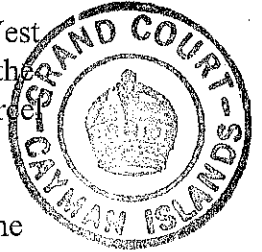
ORIGINATING SUMMONS

TO: WALTER DAVIS BORDEN

Junction Batabano Road/Uncle Bob's Road (near canal)
West Bay, Grand Cayman, Cayman Islands, B.W.I.

LET THE DEFENDANT, within 14 days after service of this Summons on him, counting the day of service, return the accompanying Acknowledgment of Service to the Courts Office, P.O. Box 496G, George Town, Grand Cayman.

By this Summons, which is issued on the application of Molly Diane Powery of West Bay, Grand Cayman, the Plaintiff claims against the Defendant a Declaration that the Plaintiff is the legal and equitable proprietor of West Bay North East Block 9A Parcel 138 or alternatively that the Defendant is indebted to the Plaintiff in the sum of CI\$49,880.00 for improvements and repairs carried out on the said property by the Plaintiff since on or about the 2nd day of June 1982, and/or such further relief as the Court may deem fit.



If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to him as the Court may think just and expedient.

Dated the 26th day of July 1997.

L. A. Samson & Co.

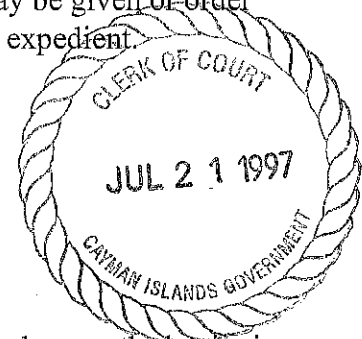
L. A. Samson & Co.
Attorneys-at-Law for the Plaintiff

NOTE - This Summons may not be served later than 4 calendar months beginning with that date unless renewed by order of the Court.

IMPORTANT

Directions for Acknowledgment of Service are given with the accompanying form.

This Originating Summons was issued by L. A. Samson & Co., Attorneys-at-Law, for and on behalf of the Plaintiff, whose address for service is that of her said Attorneys-at-Law, Ground Floor, Sigma Building, Hospital/Smith Roads, George Town, Grand Cayman.



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 586 OF 1997

**IN THE MATTER OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138
IN THE MATTER OF A DECLARATION AS TO THE PERSON ENTITLED
TO OWNERSHIP OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138**

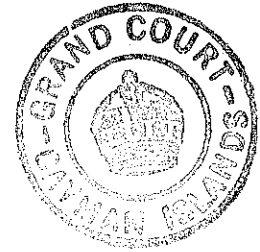
**BETWEEN: MOLLY DIANE POWERY PLAINTIFF
AND: WALTER DAVIS BORDEN DEFENDANT**

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

The accompanying form of *Acknowledgment of Service* should be completed by an Attorneys acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (*the name stated on the Originating Summons*)".
4. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.



6. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

IN THE MATTER OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138
IN THE MATTER OF A DECLARATION AS TO THE PERSON ENTITLED
TO OWNERSHIP OF WEST BAY NORTH EAST BLOCK 9A PARCEL 138

BETWEEN: MOLLY DIANE POWERY PLAINTIFF
AND: WALTER DAVIS BORDEN DEFENDANT

ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY. Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.
2. State whether the Defendant intends to contest the proceedings (tick the appropriate answer).
() yes () no

Service of the Originating Summons is acknowledged accordingly

(Signed)
[Attorney] for
[Defendant in person]

Address for service:

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Please complete overleaf.

Indorsement by plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.

L. A. Samson & Co.
Ground Floor
Sigma Building
Hospital/Smith Roads
George Town, Grand Cayman

Indorsement by defendant's Attorney (or by Defendant if suing in person) of his name, address and reference, if any, in the box below.