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CAUSE NO: ⁷³ OF 2003

IN THE GRAND COURT OF THE CAYMAN ISLANDS

IN THE MATTER OF NORTH SIDE, BLOCK 45A

BETWEEN:

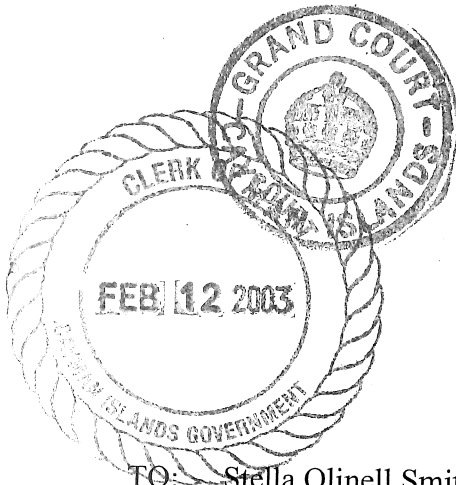
WALTER BENJAMIN EBANKS AND
ADELAIDE ERENA EBANKS

PLAINTIFFS

AND

STELLA OLINELL SMITH
REBECA ANN POUCHIE
FRANKLYN SMITH AND
JERRY DAVY SMITH

DEFENDANTS



WRIT OF SUMMONS

TO: Stella Olinell Smith, Rebeca Ann Pouchie, Franklyn Smith and Jerry Davy Smith
of PO Box 88, Bodden Town, Grand Cayman

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiffs in respect of the claim set out on the next page.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, PO Box 495 GT, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement of Service within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgement may be entered against you forthwith without further notice.

Issued this **12th** day of February 2003

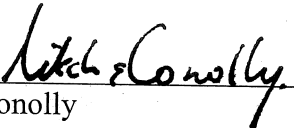
NOTE – This Writ may not be served later than 4 calendar months beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

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

The Plaintiffs' claim is for:

1. A declaration that the Plaintiffs are entitled to a right of way from Rum Point Drive, along Melvilles Lane to Block 45A, Parcel 123 along that part of Parcel 30 which is 15ft in width and coloured yellow on the plan prepared by Roland Bodden & Co Ltd dated 28th May 2001 and a copy of which such plan is annexed hereto and back over the said way for themselves, their licensees, on foot, by motor vehicle or by any other conveyance at all times and for all purposes.
2. An injunction restraining the Defendants by themselves, or their servants, or agents, or otherwise howsoever from placing or allowing to be placed on the said way anything substantially restricting, preventing or otherwise interfering with the reasonable enjoyment of the said way by the Plaintiffs, their servants and licensees on foot, by motor vehicle or by any other conveyance at all times and for all purposes and from doing any act whereby the Plaintiffs may be hindered or obstructed in the free use thereof.
3. Damages and interest thereon pursuant to Section 62 of the Judicature Law (1995 Revision).



Ritch & Conolly
Attorneys-at-Law for the Plaintiffs