Exhibits.

"H. 5." Pleadings *re* J. T. Hubbard and Executors of Estate of T. Hubbard, 1916.

"H. 5."

Pleadings *re* J. T. Hubbard and Executors of Estate of T. Hubbard.

No. 166 of 1916.

In the Supreme Court of British Guiana.

(Civil Jurisdiction.)

Between

JOSEPH THOMPSON HUBBARD, of 72 Brickdam and Brumell Place, Georgetown - - - - - - *Plaintiff*

and

HERBERT ALLEYNE NATHANIEL BURROWES, of corner of Croal and Brumell Streets, Georgetown, Demerara, as one of the joint and several Executors to the last Will and Testament of Thomas Hubbard, deceased, and as a legatee under the said Will; LOUISA MALVINA HUBBARD, widow, of 303 East Street, Georgetown, Demerara, as one of the joint and several Executors to the said last Will and Testament of the said Thomas Hubbard, deceased, and as the sole residuary heiress under the said Will; CATHERINE VAN SERTIMA, of lot 125 Barrack Street, Georgetown, Demerara. as a legatee under the said Will; ALICE GRAVESANDE of Mahaicony, East Coast, Demerara, as a legatee under the said Will; and WINIFRED STANLEY BURROWES, of Corner of Croal and Brumell Streets, Georgetown, Demerara, as a legatee under the said Will - *Defendants.*

To—

(1) Herbert Alleyne Nathaniel Burrowes of corner of Croal and Brumell Streets Georgetown Demerara as one of the joint and several Executors to the Last Will and Testament of Thomas Hubbard, deceased, and as a Legatee under the said Will ;

(2) Louisa Malvina Hubbard, widow, of 303 East Street Georgetown Demerara as one of the joint and several Executors of the said Thomas Hubbard, deceased and as the sole residuary heiress under the said Will;

(3) Catherine Van Sertima of lot 125 Barrack Street Georgetown Demerara as a legatee under the said Will;

(4) Alice Gravesande of Mahaicony East Coast Demerara as a legatee under the said Will; and

(5) Winifred Stanley Burrowes of corner of Croal and Brumell Streets, Georgetown Demerara as a legatee under the said Will.

This is to command you within ten days of the service upon you of this Writ (inclusive of the day of service) to cause an appearance to be entered for you at the office of the Registrar of the Supreme Court of Georgetown in an action at the suit of Joseph Thompson Hubbard.

And take notice that in default of your so doing the Plaintiff may proceed therein and judgment may be given in your absence.

Demerara, the 5th day of August 1916.

Exhibits.

"H. 5." Pleadings *re* J. T. Hubbard and Executors of Estate of T. Hubbard, 1916—*continued.*

Endorsement of Claim.

The Plaintiff claims as one of the next of kin, that is to say, a cousin of Thomas Hubbard, deceased :—

1. An Order decreeing that the paper writing purporting to be the Last Will and Testament of the said Thomas Hubbard deceased, dated 16th April 1910 and deposited in the Registrar's Office on the 11th October 1915 to be null illegal and void on the ground that the same was not duly executed, alternatively, An Order decreeing the aforesaid paper writing to be null illegal and void on the ground that the said Thomas Hubbard at the time he executed the said paper was not in his sound and proper senses, a prodigal and not legally competent to execute any Will and had been adjudged and declared to be of unsound mind and a prodigal by an Order of the Supreme Court of British Guiana dated 20th September 1909 whereby the Defendant Herbert Alleyne Nathaniel Burrowes and one Colin De Ros, now deceased, had been appointed Curators over the person and property of the said Thomas Hubbard and which Order of 20th September 1909 continued of power and effect until the same was varied by an Order of the Supreme Court of British Guiana dated 19th November 1910 by striking out the part of the said Order of 20th September 1909 which appointed the said Defendant Herbert Alleyne Nathaniel Burrowes and the said Colin De Ros Curators over the person of the said Thomas Hubbard but confirming the said Order of 20th September 1909 as to the rest thereof that is to say as to the property of the said Thomas Hubbard and the appointment of the said Curators, which Order of the 19th November 1910 continued of power and effect until the death of the said Thomas Hubbard on the 29th September 1915; alternatively an Order decreeing the aforesaid paper writing to be null illegal and void on the ground that the same was made under the undue influence of the said Defendant Louisa Malvina Hubbard.

2. An Order declaring the Plaintiff one of the heirs *ab intestato* of the said Thomas Hubbard, deceased.

3. An Order directing the Defendants Herbert Alleyne Nathaniel Burrowes and Louisa Malvina Hubbard as Executors of the said Thomas Hubbard, deceased, to render to the Plaintiff a true and correct inventory and account showing the property of the said Thomas Hubbard, deceased, from the time of his death to the rendering of the said inventory and account.

And the costs of these proceedings.

The Defendants Herbert Alleyne Nathaniel Burrowes and Louisa Malvina Hubbard are herein sued in their capacity as the Executors of Thomas Hubbard, deceased.

This Writ was issued by James Viapree of lot 342 Cummings Street Georgetown whose address for service is at lot 3 America Street Georgetown,