

**"LES HOSPICES DE PARIS
ET DE LONDRES":
THE CASE OF LORD
HENRY SEYMOUR'S WILL**

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"Les Hospices de Paris Et de Londres": The Case of Lord Henry Seymour's Will by Frederick Waymouth Gibbs

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FREDERICK WAYMOUTH GIBBS

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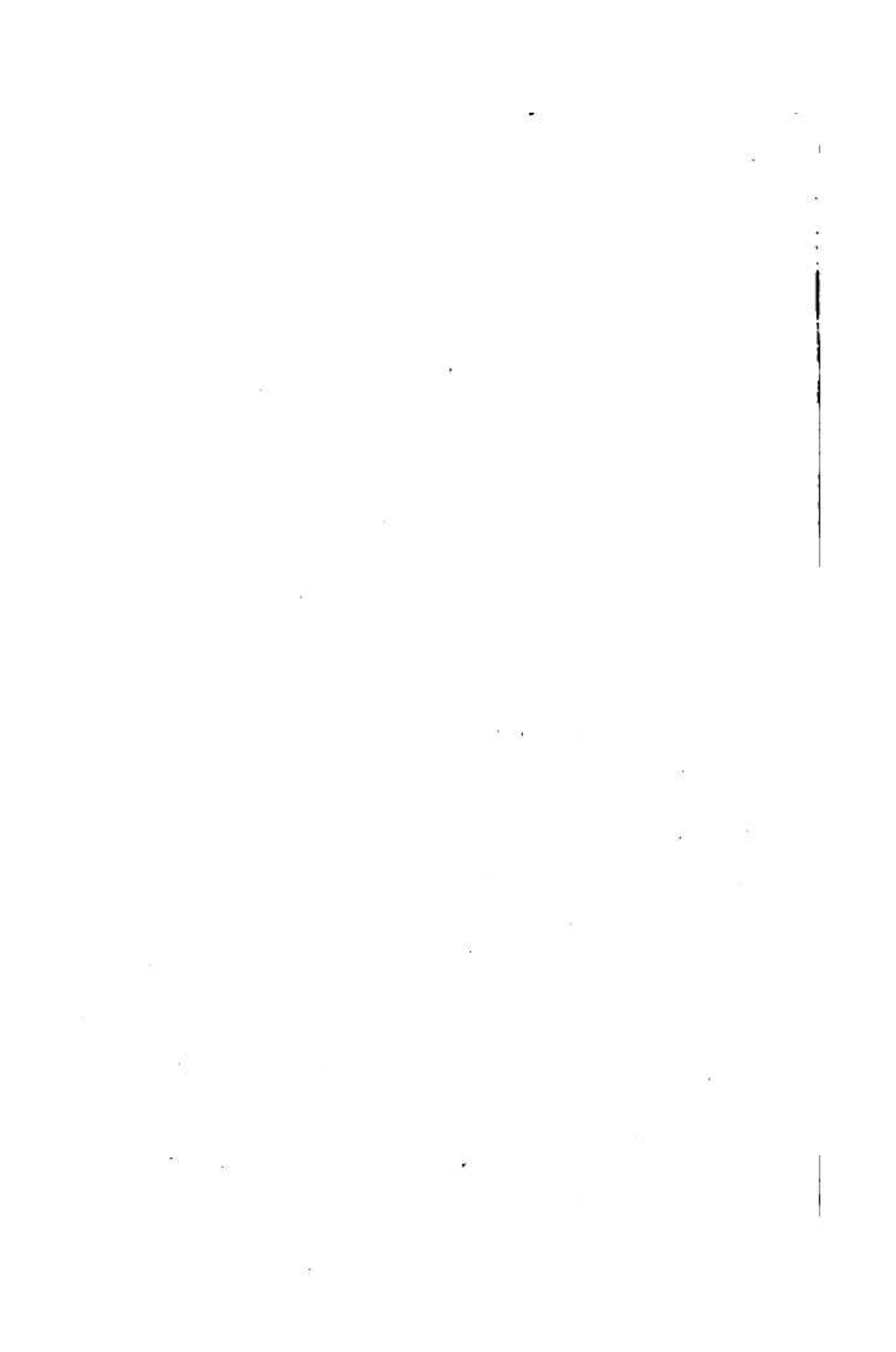


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LES HOSPICES
DE
PARIS ET DE LONDRES.



“Les Hospices de Paris et de Londres.”

THE CASE
OF
LORD HENRY SEYMOUR'S WILL

(WALLACE v. THE ATTORNEY-GENERAL).

REPORTED BY

FREDERICK WAYMOUTH GIBBS, C.B.,

BARRISTER-AT-LAW,
LATE FELLOW OF TRINITY COLLEGE, CAMBRIDGE.



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P R E F A C E.

THE Judgment of the Lords Justices in the case of *Wallace v. The Attorney-General*, delivered December 21, 1867, upon the meaning of the words, "*Hospices de Londres*," in the phrase, "*les Hospices de Paris et de Londres*," employed in the will of the late Lord Henry Seymour, was not reported in any of the Law Reports of that time, in consequence of the special character of the point decided. But it has been thought that the case, from its literary interest and the number of the parties affected by the decision, ought not to be left unreported; and having been one of the counsel in the case, I undertook to prepare a Report of it. The Report has grown under my hands, and its publication has been delayed beyond the time originally intended. I found that, to be complete, it ought to be expanded so as to contain an account of the proceedings in France, the country of principal administration of the estate of the testator, and a notice of a claim to which the *Hospices de Paris et de Londres* have succeeded under his will to a share in an Italian property

called the Fagnani succession, and that for this purpose it was necessary to procure the French official reports of the administration and the Italian documents relative to the claim. This claim to a share in the Fagnani succession remains undecided. But as the litigation respecting the succession began more than thirty-five years ago, I have thought it better not to wait for a decision, but simply to explain the claim.

I have to acknowledge my obligations to the Honourable Arthur Romilly for the manuscript of the Judgment of his father, Lord Romilly, the Master of the Rolls, of November 3, 1865, set out in the Report; and also to Mr. W. A. Greatorex for the official reports of the proceedings in France, and for his four reports upon those proceedings, as well as for procuring for me the Italian documents. Mr. W. A. Greatorex was appointed by the Master of the Rolls, January 30, 1867, "the solicitor to represent in the case of *Wallace v. The Attorney-General* the several charities who had been admitted as entitled to share in the residuary personal estate of the testator in the cause under the denomination of *Hospices de Londres*," and in that capacity he drew up his reports above mentioned for the information of those charities. His duties involved personal communication in Paris with M. de la Palme, the notary appointed by the French Tribunal to represent the *Hospices de Londres*, as well as a careful study of the French official reports; and it is due both to the *Hospices de Londres* and to Mr.