

**A COMMISSION OF INQUIRY
INTO HISTORIC LAND LOSS
IN BERMUDA**

**CHAIRMAN
MR. WAYNE PERINCHIEF**

**COUNSEL
MR. DIRK HARRISON**

**COMMISSIONERS
MR. QUINTON STOVELL (Recused)
MS. LYNDA MILLIGAN-WHYTE
MS. FREDERICA FORTH
MS. MAXINE BINNS (via Zoom)
MR. JONATHAN STARLING**

TRANSCRIPT OF PROCEEDINGS

**LOCATION: UNKNOWN
TUESDAY, FEBRUARY 2, 2021
MORNING SESSION (a)**

MR. WAYNE PERINCHIEF	0:08:	But I would just ask for the communication, if Ms. Binns is still on to make sure she's still connected. Thank you very much. That's all Counsel you may continue
COUNSEL DIRK HARRISON	0:45:	Now just to continue Ms. Teart, you had mentioned earlier that the family has a PowerPoint presentation, which is to be made on behalf of descendants. That's correct?
MS. HALLE TEART	1:12:	Yes.
COUNSEL DIRK HARRISON	1:13:	And that PowerPoint presentation. You have here with you? This PowerPoint presentation. It comprises a how many two pages?
MS. HALLE TEART	1:35:	156 pages.

COUNSEL DIRK HARRISON

1:39: And including the cover page?

Chairman, I'm just going to ask the witness we'll stop at this presentation. I will from time to time, interject with questions but I'd just like the witness and the other witnesses be allowed to commence their presentation?

MR. WAYNE PERINCHIEF

2:18: Yes, proceed.

MS. HALLE TEART

2:19: Thank you. This presentation is being made by the descendants of Amelius Darrell, George Darrell and John Darrell. They have included Nathan Darrell who is to my right Halle Teart, speaking. Donald McMahon who is to my far right and Cynthia Fishington who is to my left.

Like I previously stated submitting this claim are the descendants of George Wellington Darrell, the sibling, the sibling of John Nathaniel Darrell, who said, the efficient team and the son of George of joining the dental town is to my right, Nintendo. Through-out this presentation, the land in question is to be referred to as the state of Amilius. So in parentheses, I have another spelling of his name, which is one is presented on the birth certificate. And then other spelling is presented on one of the death certificate. So we just included both. However, this land was passed down to George Darrell, who's his son, and it was later will to John Darrell, who is George Donaldson. And the aim of this presentation overall, is not to further prove the validity of this claim to the true state of the Middle East arrow, as this has already been proven, but rather to inform the commission of the results status of this claim.

MR. WAYNE PERINCHIEF

3:45: Just one moment Counsel, would we want to add this PowerPoint as an exhibit, because there's going to be further information provided?

COUNSEL DIRK HARRISON

3:57: We'll ask that it be done but not at this stage. Chairman, there are some administrative matters that need to be attended to facilitate this

process. I would just ask that the witness proceed at this time.

MR. WAYNE PERINCHIEF

4:11: Thank you.

MS. HALLE TEART

4:15: On the last slide, we provided a family tree on both of the transfer of property from a Amilius Darrell to George Darrell and then later to John Darrell, as you can see the light blue and then highlighted in the darker blue are the representatives that you see here today in relation to the owners of the property.

COUNSEL DIRK HARRISON

4:35: Okay, and in respect of your mother, Judy Teart, where does she fall?

MS. HALLE TEART

4:43: She is right above me. Her name is just there. For the purposes of this I presented the last names of those who are presenting here today and also the owners of the property.

COUNSEL DIRK HARRISON

4:58: Thank you. And the name Amilius Darrell, that name appears at the apex of the family tree that you have presented.

MS. HALLE TEART

5:11: Yes.

COUNSEL DIRK HARRISON

5:13: You had mentioned also the name George Darrell, what relation is George Darrell based on a family tree?

MS. HALLE TEART

5:19: He is the son of Amilius Darrell.

COUNSEL DIRK HARRISON

5:27: And they were 12/13 children of Amilius Darrell?

MS. HALLE TEART

5:32: Yes.

COUNSEL DIRK HARRISON

5:38: John Darrell what relation to George Darrell?

MS. HALLE TEART

5:41: John Darrell is the son of George Darrell.

COUNSEL DIRK HARRISON

5:47: Thank you.

MS. HALLE TEART

5:50: Caption below. I can go ahead and read that Nathan Darrell is the son of George Darrell, the grandson of

COUNSEL DIRK HARRISON 5:57: Sorry not to speak so fast please repeat that?

MS. HALLE TEART 5:58: Yes, Nathan Darrell is the son of John Darrell, the grandson of George Darrell and the great grandson of Amelia Darrell. Donald McMohan is the nephew of John Darrell. Pardon me, the grandson of George Darrell, and the great grandson of Amelius Darrell. Cynthia Fishington is the sister of John Darrell, the daughter of George Darrell, and the grand-daughter of Amelius Darrell

COUNSEL DIRK HARRISON 6:31: And just before you go any further tell us about yourself and Nathan Darrell. What relation is between John Darrell and Leroy Darrell and Isabel Darrell?

MS. HALLE TEART 6:50: Yes, John Darrell those are his siblings. So we have Leroy is his brother and Isabel is one of her sisters.

COUNSEL DIRK HARRISON 6:57: And Donald in respect of the Family Tree where the name appears beneath Isabel

MS. HALLE TEART 7:04: Yes,

COUNSEL DIRK HARRISON 7:06: Donald's parents are who?

MS. HALLE TEART 7:08: Isabelle is his mother.

COUNSEL DIRK HARRISON 7:12: Thank you, you may continue.

MS. HALLE TEART 7:15: And finally Halle Teart which is myself is the great niece of John Darrell, the great-great granddaughter of George Darrell and the great-great-great granddaughter of Amilius Darrell.

COUNSEL DIRK HARRISON 7:28: So the family tree that you have there the diagram beneath it, you have notes, which explains the four (4) persons who are seated today, giving evidence?

MS. HALLE TEART 7:38: Yes.

COUNSEL DIRK HARRISON 7:39: Thank you very much.

MS. HALLE TEART 7:44: So the next couple of documents are just supporting documents, relaying the information that I previously stated in terms of the relation of George Darrell and Amelius Darrell just to confirm the relation to each other.

COUNSEL DIRK HARRISON 8:01: And those documents are?

MS. HALLE TEART 8:03: The birth certificates of Amelius Darrell and the birth certificate of George Darrell and then the death certificate of Amelius Darrell and the death certificate of George Darrell.

COUNSEL DIRK HARRISON 8:56: I will just show you first a copy of the birth certificates of Amelius Darrell and you have to explain to us two spelling versions of the spelling of that Christian name. Daniel Montrose Darrell. A copy of the document is being shown to you. Do you have the original of that document?

MS. HALLE TEART 9:19: I do not believe we do

COUNSEL DIRK HARRISON 9:20: We got it from the Registrar. I am going to ask that document be tendered and admitted as Exhibit HT1. However, I was going to ask our Secretariat have the document taken to the registry to have their seal placed on it to verify it actually is a document from the Registry. At this time I am just going to ask that this document is tendered and admitted as Exhibit HT1.

MR. WAYNE PERINCHIEF 10:12: Yes, Copy of a certificate of birth of Amelius Darrell tendered as evidence as Exhibit HT1.

COUNSEL DIRK HARRISON 10:27: Now we have the copy of the birth certificate of George Wellington Darrell that could be shown to the witness. Is that it madam?

MS. HALLE TEART 10:46: Yes Sir.

COUNSEL DIRK HARRISON 10:49: A copy of that document of George Wellington Darrell is tendered and admitted as exhibit HT2.

MR. WAYNE PERINCHIEF 11:01: Copy of a Birth Certificate of Georgia Wellington Darrell be tendered as evidence as Exhibit HT2.

COUNSEL DIRK HARRISON 11:07: I'd also ask that our Secretariat has the documents sent to the registry to have them verified and certified that there's a copy of the original. We would ask that a copy of the death certificate of Amelius Daniel Montrose Darrell could you show to the witness? You have that madam?

MS. HALLE TEART 11:35: Yes, sir.

COUNSEL DIRK HARRISON 11:37: That document could be tendered and admitted as Exhibit HT3.

MR. WAYNE PERINCHIEF 11:44: The death certificate of Amelius Daniel Montrose Darrell copy of it tendered as Exhibit HT3.

COUNSEL DIRK HARRISON 11:53: Thank you. The death certificate of George Wellington Darrell, if that could be shown to the witness a copy of it. Do you have that near Madame?

MS. HALLE TEART 12:06: Yes, sir.

COUNSEL DIRK HARRISON 12:07: I would ask that the document be tendered and admitted as Exhibit HT4.

MR. WAYNE PERINCHIEF 12:14: The certificate of Georgia Wellington Darrell a copy or it from the evidence as Exhibit HT4.

COUNSEL DIRK HARRISON 12:36: You may continue madam.

MS. HALLE TEART 12:40: On the slides are just again copies of the aforementioned documents.

COUNSEL DIRK HARRISON 12:54: Following this we have documents that support evidence of the transfer of property from Daniel Davis Darrell to Amelius Darrell and further to Georgia Darrell.

COUNSEL DIRK HARRISON 13:05: You are reading to fast, please start again.

MS. HALLE TEART 13:10: Okay, so in this section, we have evidence of the transfer of property all the way back from Daniel Davis Darrell to his son Amelius Darrell. And then from Amelius Darrell to George Wellington Darrell and from George Wellington Darrell to his son John Darrell. So the documents that are included are the Mortgage Book 11. The Southampton Parish Vestry Records, the Freeholders Registry Evaluation List, Power of Attorney of George Darrell, the will of George Darrell, and then lastly, a Deed of Confirmation.

COUNSEL DIRK HARRISON 14:20: Now you made mention of the supporting documents, the first one you mentioned, is in respect of the evidence of transfer, and ultimately ownership of property. Is it Mortgage Book 11 as reference to Daniel Darrell? You have a copy of that document there?

MS. HALLE TEART 14:41: Yes.

COUNSEL DIRK HARRISON 14:42: How many pages is it madam?

MS. HALLE TEART 14:49: Two (2) pages?

COUNSEL DIRK HARRISON 14:51: Could you just indicate to us what the document is. Does it have a title?

MS. HALLE TEART 14:59: It says Date of Mortgage and a few of the subtitles include Daniel Davis Darrell,

COUNSEL DIRK HARRISON 15:06: It says Date of Mortgage 19th December, 1885?

MS. HALLE TEART 15:13: I think it says the 14th or

MR. WAYNE PERINCHIEF 15:16: 17th December, 1885.

MS. HALLE TEART 15:21: Yes thank you 17th.

COUNSEL DIRK HARRISON 15:27: And then it has mortgagers, mortgagee and property mortgage?

MS. HALLE TEART 15:32: Yes.

COUNSEL DIRK HARRISON 15:34: I'd ask that document be tendered and admitted as Exhibit HT5 Chairman.

MR. WAYNE PERINCHIEF 15:50: Two (2) Page Mortgage document headed Heads of Mortgages Dated 17th December 1885 to be tendered as Exhibit HT5

COUNSEL DIRK HARRISON 16:05: Could you just read for us the property mortgage what appears there?

MS. HALLE TEART 16:11: Yes. This is one portion of the property and you'll see on the second page that there was further information that was submitted. It says a parcel of land in Southampton Parish founded on the north by land formerly of Anthony Darrell, deceased, and now in the occupation, or possession of William Lightbourne and there are measuring 100 feet on the South by land formerly of Thomas Cooper, deceased, and now in the occupation, or possession of Joseph Francis Darrell. And they're measuring 100 feet on the east by land in the possession of Foster Valerie Cooper, and they're measuring 75 feet and on the west by a Tribe Road running north and south, or thereabout and leading from the Public Road with a stone of the said Foster Mallory Cooper to the South longitudinal road. And they're measuring 75 feet which said Tribe Road separate the parcel of land now being described from the land formerly of Thomas White, deceased, and now or late in the possession of roads and being on however, otherwise the said parcel of land, bounded or ought to be described together with the cottage on or erected and (currently that word I can recognize) some secured 40 pounds with interest thereon. The second page details a note

COUNSEL DIRK HARRISON 18:19: Just some secured 14 pounds with interest there are at the rate - could you just finished the sentence.

MS. HALLE TEART 18:26: Sorry, I see at the rate of (that word is not legible), her centum? Per annum.

COUNSEL DIRK HARRISON 18:44: Could you just read that note?

MS. HALLE TEART 18:45: Yes, it says NOTE: The mortgage of which the foregoing are the heads was deposited for registration on the 19th of December 1885. And was endorsed sorry, as having been registered in the Book of Mortgage No. 10, page 319. But through a clerical error, clerical admission, this was not done Hamilton 31st October 1888 and signed by I can't read the name but it says Colonial Secretary Archibald.

COUNSEL DIRK HARRISON 19:28: Now could you add below on the concluded page, it has a Heads of Mortgage and it has canceled written across the face of the document is that correct.

MS. HALLE TEART 19:43: Yes, that section is related to another family that has no relation to us.

COUNSEL DIRK HARRISON 19:52: Thank you very much. Now, the second document that you had mentioned that you wish to rely on to show the transfer evidence or transfer of property was this Southampton Parish Vestry records, in brackets you had the name (Daniel Davis Darrell), you have that document there was a copy of the document there madam?

MS. HALLE TEART 20:16: Yes sir.

COUNSEL DIRK HARRISON 20:18: And just before I ask my next question, these documents Mortgage Book 11 you refer to the document the copy of the document to which you are now going to make reference to the Southampton Parish Vestry records. And the next the Freeholders Registry. Where did you obtain these copies of these documents madam?

MS. HALLE TEART 20:44: The Freeholders Registry was obtained from, I'm blanking on the name but it's in the Government Building. Okay, so the Mortgage Book and Southampton Parish Vestry Records was acquired from the Land Title's Office and

then the Freeholders Registry we got that from Archives at The Government Building.

- COUNSEL DIRK HARRISON** 21:25: Just as you had read your mother's statement earlier, it is your mother, Judith, Teart, and yourself who conducted the research and obtained these documents, is that correct?
- MS. HALLE TEART** 21:39: In addition to Donald and Nathan as well?
- COUNSEL DIRK HARRISON** 21:43: Thank you, you may proceed. The Southampton Parish Vestry records in relation to Daniel Davis Darrell, do you have that document there madam?
- MS. HALLE TEART** 21:53: Yes, I do.
- COUNSEL DIRK HARRISON** 21:56: And those documents have a title or heading?
- MS. HALLE TEART** 22:00: It has a name. We were told that usually the title of the page refers to the persons involved in the transactions that are recorded on the page. But we were also told that it seems to be an error because it does not say Darryl, it has other individuals names at the top of the title of the page where it says name.
- COUNSEL DIRK HARRISON** 22:26: Okay, what name appears on the top of this document?
- MS. HALLE TEART** 22:29: At the very top it says _____?
- COUNSEL DIRK HARRISON** 22:39: In relation to that document is there, I know you indicated that you had been advised by someone that there is an error who advised that there may have been an error from what office?
- MS. HALLE TEART** 22:54: An officer at the Land Tax Registry.
- COUNSEL DIRK HARRISON** 22:56: Now based on what you had been advised there are I don't want entries on this record. Once you are speaking about the error as it relates to hold the PH has been headed up. That's what you're referring to. Not the information which is in the body of the document. You had an advisor information in the body is correct.

MS. HALLE TEART 23:10: The information in the body is correct, but it only refers to one portion of the property.

COUNSEL DIRK HARRISON 23:28: Okay now is there a particular entity that you wish to place reliance on?

MS. HALLE TEART 23:33: Yes, the second entry dated 1939

COUNSEL DIRK HARRISON 23:41: And it has the #19 next to it?

MS. HALLE TEART 23:44: Yes.

COUNSEL DIRK HARRISON 23:49: Chairman, I wish to ask to have the copy of the document which is projected on the screen, a copy of which had been obtained by the descendants of Amelius Darrell that is be tendered and admitted as Exhibit HD6. The witness intends to make reference to the entry where it has 19 it appears to be January 19, 1939.

MR. WAYNE PERINCHIEF 24:49: How is it best described that this last page is an entry from is it?

COUNSEL DIRK HARRISON 24:55: It is the Southampton Parish Vestry Record you and the document has been stamped and the witness stamp indicated it was registered at NTR. Office date 21 January, 2021.

MR. WAYNE PERINCHIEF 25:23: The document from the Southampton Parish Vestry Record Book of Records, is it taxes or land???

COUNSEL DIRK HARRISON 25:44: The witness would have to indicate that to us Chairman.

MR. DONALD McMAHON 25:47: Vestry Tax they did not have land tax back then

MR. WAYNE PERINCHIEF 26:00: Vestry Tax that is what I wanted from you. Thank you very much. Vestry Tax entered in as Exhibit HT6.

COUNSEL DIRK HARRISON 26:28: Now Ms. Teart, could I just ask you to read the entry this second entry you made reference to as best as you can in relation to the lovely handwriting that appears?

MS. HALLE TEART 26:42: It says Darryl and Daniel Estate to a lot of land 100 ft. by 70 ft. From Daniel Davis. Darrell, (and I can't read it).

COUNSEL DIRK HARRISON 26:59: And you're Are you giving an explanation as to what the document means? When I say that I make reference to beneath the entry where it has the date the 1939 January 19 some dates are below did you

MS. HALLE TEART 27:25: What I am assuming from this document,

COUNSEL DIRK HARRISON 27:27: Just say what is there please

MS. HALLE TEART 27:30: What we see in this document is just a transfer of property from Daniel Davis Darrell to Amelius Darrell.

COUNSEL DIRK HARRISON 27:38: So some other dates up here, can you assist us with those dates?

MS. HALLE TEART 27:42: 1942 and 1944 and I cannot.....

COUNSEL DIRK HARRISON 27:56: That entry that you brought to our attention the 1st January 1939. There's another one that appears beneath 25 January 1942. Could you read that entry for us please beneath January 1939? The name Darrell appears?

MS. HALLE TEART 28:31: Yes, we're not exactly sure what that's in relation to you, but it does say Darrell George Wellington.

COUNSEL DIRK HARRISON 28:39: So you're not claiming reliance on that.

MS. HALLE TEART 28:40: No not that part.

COUNSEL DIRK HARRISON 28:43: The document also in relation to the part that you're claiming reliance on the second entry it has, it does indicate payments to the Vestry. So numbers appear there unless you understand what those numbers indicate.

MS. HALLE TEART 29:07: That is my understanding.

COUNSEL DIRK HARRISON 29:08: Okay thank you. Now the Freeholders Registry a copy of an extract from the Freeholders Registry as it relates to Amelius Darrell, you have a copy of that document?

MS. HALLE TEART 29:46: This is not a Freeholders Registry copy, but we copy of it in my possession.

COUNSEL DIRK HARRISON 29:52: Please where is a copy of it. Crave indulgence. We're just trying to facilitate the projection of the document on the screen. This is one that is not included it will be shown momentarily

MR. WAYNE PERINCHIEF 30:49: Yes Counsel.

COUNSEL DIRK HARRISON 30:59: Now the Freeholders a copy of the Freeholders Registry and extract from it in relation to Amelius Darrell, that you wish to place reliance on and how many pages is that copy of the extract madam? And does the documents have a title on it?

MS. HALLE TEART 31:21: Two (2) pages. It does not appear in the image.

COUNSEL DIRK HARRISON 31:27: But in relation to the document the extract what are the first words on the first page? Please we ask that you speak in the microphone,

MS. HALLE TEART 31:39: Dowling Stanley Augustus, the 10th of February 1938.

COUNSEL DIRK HARRISON 31:45: Could you spell that Dowling?

MS. HALLE TEART 31:46: D O W L I N G.

COUNSEL DIRK HARRISON 31:52: And what appears on the last page, even the first words?

MS. HALLE TEART 31:59: The first words are crossed out, but the first numbers 23.

COUNSEL DIRK HARRISON 32:21: The document projected on the screen, is that document the copy of the extract that you make reference to?

MS. HALLE TEART 32:29: Yes it is.

COUNSEL DIRK HARRISON 32:31: And I ask those two pages share an extract from the freeholder's registry. That it is tendered and admitted two (2) pages as Exhibit HT7.

MR. WAYNE PERINCHIEF 32:52: The two pages from the Freeholders Registry an extract of two (2) pages be tendered as Exhibit HT7.

COUNSEL DIRK HARRISON 33:04: Now, Ms. Teart can you tell us what from this document you wish to draw the Commissioners attention to?

MS. HALLE TEART 33:16: Yes, No 27.

COUNSEL DIRK HARRISON 33:18: Entry number 27. Yes, it appears on which page

MS. HALLE TEART 33:23: Page that can be seen?

COUNSEL DIRK HARRISON 33:25: Yes. Please go ahead and explain the relevance of the entry that you wish to bring to our attention.

MS. HALLE TEART 33:34: This again just details ownership of property by Daniel Darrell, which was inherited from his father Daniel Davis Darrell.

COUNSEL DIRK HARRISON 33:43: Could you just read it for us?

MS. HALLE TEART 33:45: Yes, it says Amelius Darrell

COUNSEL DIRK HARRISON 33:46: Please not too fast.

MS. HALLE TEART 33:48: Yes. It says Darryl, Amelius Daniel and then on the second page where the

COUNSEL DIRK HARRISON 33:57: Just one moment please. Please start again. The first page,

MS. HALLE TEART 34:03: The first page number 27. Darrell, Amilius Daniel.

COUNSEL DIRK HARRISON 34:09: This Amelius how is this one spelt.

MS. HALLE TEART 34:12: Here is spelt with an I E M I L I U S.

COUNSEL DIRK HARRISON 34:21: I know the second page entry 27. Correct?

MS. HALLE TEART 34:27: Yes,

COUNSEL DIRK HARRISON 34:28: Yes, please read the entry for us.

MS. HALLE TEART 34:29: It says a lot of land from an Estate. Daniel Davis Darrell heir at law and in possession since 1886. To the north is William Lightbourne East estate of S M Cooper. Sorry, S M Cooper to the south Joseph Francis Darrell.

COUNSEL DIRK HARRISON 34:59: Thank you very much. And those are the entries you wish to place reliance on?

MS. HALLE TEART 35:05: Yes sir.

COUNSEL DIRK HARRISON 35:06: Thank you very much. Now in relation to valuation list you have a copy of that document and extract from the Valuation List Bermuda 1972?

MS. HALLE TEART 35:27: Yes Sir.

COUNSEL DIRK HARRISON 35:30: How many pages to that document?

MS. HALLE TEART 35:38: One page document

COUNSEL DIRK HARRISON 35:40: That extract from the Valuation List Bermuda 1972 that it is tendered and admitted as Exhibit HT8.

MR. WAYNE PERINCHIEF 36:01: Repeat the date is 1922?

COUNSEL DIRK HARRISON 36:09: 1972

MR. WAYNE PERINCHIEF 36:10: 1972 Valuation List Bermuda dated 1972 Exhibit HT8.

COUNSEL DIRK HARRISON 36:21: Yes that is 8 Chairman. The document also bears two (2) seals, one four Bermuda Archives Draft Validation List 1972. It's a circular seal impression of a seal. And the second indicates received February 24 200. Bermuda Archives.

MR. WAYNE PERINCHIEF 36:58: February the date again?

COUNSEL DIRK HARRISON 37:00: Well, as it appears that I've seen it says February 24 200. I assume a number is missing which would complete the year. But Bermuda Archives appears below.
That document be tendered and admitted as HD8.

MR. WAYNE PERINCHIEF 37:36: The document with the two (2) seals,

COUNSEL DIRK HARRISON 37:39: Correct Chair.

MR. WAYNE PERINCHIEF 37:43: The Bermuda Archives date 1972 and the second seal February 24th 200. From the Bermuda Archives will be Exhibit HT8.

COUNSEL DIRK HARRISON 38:07: And just repeat I had indicated for the first seal that actually draft Valuation List Bermuda 1972.

Now Ms. Teart could you just share with the Commissioners in relation to this extract which is Exhibit HT8? What would you like to draw to the attention of the Commissioners on this document?

MS. HALLE TEART 38:38: This document is detailing ownership of one of the portions of the property of Amilius Darrell. And it just details the fact that it's now in the ownership of George Darrell.

COUNSEL DIRK HARRISON 38:51: Thank you. And where exactly is that madam.

MS. HALLE TEART 38:53: It's the second name that is typed on the document.

MR. WAYNE PERINCHIEF 39:03: So you say that it is changed from Amilius Darrell to George Darrell.

MS. HALLE TEART 39:20: Yes and this document is dated 1972.

COUNSEL DIRK HARRISON 39:45: And just for emphasis Chairman they have not given evidence for this exhibit. At the top right hand corner it says Parish Southampton. On the left, it has columns which have assessment number, plan number grid reference, owner occupied a description of property and the situation of the property. Could I just ask Ms.

Teart could you just read an extract of it and could you read the name of the owner occupier description situation and the annual rental value for us please?

MS. HALLE TEART

40:34: Yes. So Owner: Darryl _____? which is representative of Georgetown. Occupier: George Darrell. Description of property: House. Situation of Property: Riviera Estate, Middle Road. Annual Rental Value 1800.

COUNSEL DIRK HARRISON

40:57: And also the assessment number, the plan number and the grid reference.

MS. HALLE TEART

41:03: Assessment No. is 475. The Claim No. 419. The Grid Reference: 06\1.

COUNSEL DIRK HARRISON

41:27: Now in respect of the Power of Attorney another document you wish to place reliance on in support of the transfer and ownership of land. Do you have that document there with you Madam?
That document how many pages is it Madam?

MS. HALLE TEART

41:58: This is five (5) pages.

COUNSEL DIRK HARRISON

42:08: The first page what appears on the first page madam?

MS. HALLE TEART

42:17: The first heading is Ministry of Labor and Home affairs

COUNSEL DIRK HARRISON

42:26: And what appears to be a signature of the Registrar General.

MS. HALLE TEART

42:29: Yes sir

COUNSEL DIRK HARRISON

42:39: Where was this document obtained madam?

MS. HALLE TEART

42:42: This document was obtained within the many documents that John Darrell had acquired in support of his claim to the Estate of Amilius Darrell

COUNSEL DIRK HARRISON

42:51: Wrong, the Registrar General's Office.

MS. HALLE TEART 42:55: Yes sir.

COUNSEL DIRK HARRISON 43:04: Thank you. Now Chairman I asked that the document consistent on five (5) pages. The first page bearing the Ministry of Labor and Home Affairs has in yellow stamp No 4B to be tendered and admitted as Exhibit HT9.

MR. WAYNE PERINCHIEF 43:45: A document from the Minister of Labor Home Affairs consists of five (5) pages given Power of Attorney be Exhibit HT9

COUNSEL DIRK HARRISON 44:00: Ms. Teart I would ask that you read the caption that appears on the first page starts with the words 'this is certified and then at Registrar General

MS. HALLE TEART 44:13: Certify that the document hereto annex marked 'A' and initialed by me is a true copy of the Power of Attorney dated the 22nd day of February, 1977 and made between George Wellington Darrell and John Nathaniel Darrell which say Power of Attorney is recorded in Book of Deed No 18 at page 2017 and 2019 in the registrar general's office, Hamilton Bermuda, pursuant to the laws of these islands, and witness whereof I have hereto set my hand and seal of office This 15th day of July 1988, Registrar General

COUNSEL DIRK HARRISON 45:07: Thank you. Could I ask you to on the second page just to read the first two paragraphs for me started this Power of Attorney and in his own name?

MS. HALLE TEART 45:19: This Power of Attorney is made this 22nd day of February 1977. By Me, George Wellington Darrell of Wellington Lands, Southampton East, in the islands of Bermuda. I hereby appoint John Nathaniel Darrell of Ord Road, Warwick Parish in the said Islands to be my attorney for the purposes hereinafter mentioned and declare that the expression attorney shall include the said, John Nathaniel Darrell, and any substitute of him. The said purpose being for me and on my behalf, either my name, or accept where the

land where the law otherwise required his own name.

- COUNSEL DIRK HARRISON** 46:08: Thank you. Just a moment please. I'm just going to take you back to early on this slide. This document that you have just read, it indicates that George Darrell gave up Power of Attorney was granted certain authorization to John Nathaniel Darrell. Correct?
- MS. HALLE TEART** 47:12: Yes.
- COUNSEL DIRK HARRISON** 47:13: I've just taken you back to the Family Tree just in respect of the names that you have highlighted earlier in time. Well, John, is the son of George.
- MS. HALLE TEART** 47:29: Yes.
- COUNSEL DIRK HARRISON** 47:31: Okay. Just making reference Chairman just indicated why the witness had indicated in the document, now she's showing Power of Attorney. I am just taking you back to the Family Tree that had been exhibited, or what had been shown earlier.
- MR. WAYNE PERINCHIEF** 47:47: Yes. Counsel thank you for clarity.
- COUNSEL DIRK HARRISON** 47:51: Just take us back? Now, the supporting document. Next one is a Will of George Wellington Darrell. You have a copy of that document there madam?
- MS. HALLE TEART** 48:26: Yes.
- COUNSEL DIRK HARRISON** 48:29: And where did you obtain that document madam?
- MS. HALLE TEART** 48:32: This document was obtained from the Registry of the Supreme Court.
- COUNSEL DIRK HARRISON** 48:40: And that document comprises of how many pages.
- MS. HALLE TEART** 48:49: Three (3) pages.

COUNSEL DIRK HARRISON 48:56: And how is the document headed madam?

MS. HALLE TEART 48:58: It is headed to the Registry of the Supreme Court Bermuda.

COUNSEL DIRK HARRISON 49:04: And says No. 9A to the length of those words. Number No. 9A to the left of the words.

MS. HALLE TEART 49:17: Yes, it is.

COUNSEL DIRK HARRISON 49:26: The first page says Register the Supreme Court Bermuda. The second page says this is a Last Will and Testament correct?

MS. HALLE TEART 49:50: Yes, correct.

COUNSEL DIRK HARRISON 49:52: Then you have a page that says the Supreme Court of Bermuda Probate Division and on the back of that you have some

MS. HALLE TEART 49:59: There is nothing on the back

COUNSEL DIRK HARRISON 50:07: The copy I am told is a printer error, what's yours consists of three (3) pages and outside that document which purports to be The Last Will and Testament of George Wellington Darrell document obtained from the Registry of the Supreme Court consistent on three (3) pages. I would ask that it be tendered and admitted as Exhibit HT10.

MR. WAYNE PERINCHIEF 50:50: Exhibit HT10 the Last Will and Testament of George Wellington Darrell as obtained from the Registry of the Supreme Court.

COUNSEL DIRK HARRISON 51:01: Thank you. Madam could you read for us The Last Will and Testament.

MS. HALLE TEART 51:15: This is the Last Will and Testament of me George Wellington Darrell retired stone cutter of 29 Riviera Estate, Southampton East Parish, in the islands of Bermuda and I do hereby revoke all former wills and testamentary dispositions made or executed by me. I appoint my son, John Nathaniel Darrell, Mason Contractor of Fair Ville, Warwick Parish, in the Islands of Bermuda

to be the Executors and Trustees of this will. And I direct that all my just debts funeral and testamentary expenses shall be paid as soon as conveniently may be after my decease. I give and bequeath all of my personal chattels and personal estate to my wife, Bernice, Elizabeth Darrell Absolutely. I Devise all my real estate to which I am entitled from this estate of my late father, Amilius Daniel Montrose, Darrell; and to my said, Son, John Nathaniel Darrell, in fee simple. I Devise all the rest and residue of my real estate wheresoever situated unto my said, Son, John Nathaniel Darrell. In witness whereof, I had the guarantees that my hand to this will, this 29th day of January 1987, signed George Wellington Darrell. Signed by the above-named George Wellington Darrell, the testator as his Last Will and Testament in the presence of us both being present at the same time, who at his request in his site and presence and in the presence of each other have hereunto set and subscribe our names as a testament

- COUNSEL DIRK HARRISON** 53:13: Thank you very much. For the next documents in the line of supporting documents on which you wish to place reliance is a Deed of Confirmation. You have a copy of that document there madam
- MS. HALLE TEART** 53:47: Yes I do.
- COUNSEL DIRK HARRISON** 53:59: And that document consists of how many pages?
- MS. HALLE TEART** 54:12: It consists of six (6) pages
- COUNSEL DIRK HARRISON** 54:20: The document, the first page does it have a title madam?
- MS. HALLE TEART** 54:25: Yes, it says in the Supreme Court of Bermuda Probate Jurisdiction
- COUNSEL DIRK HARRISON** 54:34: And it relates to John

END OF TRANSCRIPTION FEBRUARY 2, 2021 (MORNING SESSION b) AT 54:40