

## LEGAL NOTICE

### THE COMPANIES ACT 1981

**NOTICE IS HEREBY GIVEN** that **Bermuda Housing Corporation** is applying to incorporate a local company with limited liability to be called:

#### **Bermudiana Development Company Limited**

Which shall have the following primary objects:

1. To acquire and hold in its corporate name and to redevelop as a condo hotel resort the land more particularly described in the Schedule hereto (“the Land”) or any part thereof or any interest therein or in any part thereof and to market, sell, exchange, mortgage, lease and otherwise deal in and dispose of the same.
2. To redevelop, improve and generally deal with the Land and to construct buildings or works of every description and to pull down, rebuild, enlarge, alter, improve and upgrade existing buildings or works on the Land, and to convert and appropriate any part of the Land into and for roads, car parks, gardens, resort leisure amenities and any other convenience.

The Company shall additionally have unrestricted objects and shall have the capacity, rights, powers and privileges of a natural person.

### THE SCHEDULE

#### FIRSTLY

**ALL THAT** lot of land situate in Warwick Parish in the Islands of Bermuda delineated and outlined in Red on the plan annexed hereto prepared by Surveying Services Ltd Drawing Number 3534A dated February 2010 registered as a plan of subdivision number S0010/10 on 4th June 2010 at the Department of Planning containing nought decimal point seven nought eight of a hectare (0.708 hectares) and thereon designated “Lot 1” and bounded **NORTH WESTERLY** by the Public Road known as and designated on the said Plan as “South Road” and there measuring Thirty-two decimal point nought three metres (32.03m) **NORTHERLY** by Lot 3 of the Grand Atlantic Estate and there measuring Twelve decimal point eight five metres (12.85m) and Twenty decimal point six eight metres (20.68m) **WESTERLY** and **NORTH WESTERLY** again by the said Lot 3 and there measuring on a curve Fifty-eight decimal point nought six metres (58.06m) **NORTHERLY** by Lot 2 of the Grand Atlantic Estate and there measuring Thirty-five decimal point nought seven metres (35.07m) **SOUTH EASTERLY** by the said Lot 2 and there measuring Twenty decimal point seven four metres (20.74m) **NORTH EASTERLY** again by the said Lot 2 and there measuring Forty-five decimal point seven two metres (45.72m) and Twelve decimal point two metres/plus or minus (12.2m +/-) to the high water mark of the Waters of the Atlantic Ocean **SOUTH EASTERLY** by the said Waters of the Atlantic Ocean and there measuring along a straight line (chord measurement) from the commencement point of the measurement Twelve decimal point two one metres plus or minus (12.2m +/-) hereinbefore mentioned Seventy-eight decimal point nought four metres (78.04m) **SOUTH WESTERLY** by land now or lately of the Trustees of the Willowbank Foundation and there measuring along two straight lines Four decimal point five seven plus or minus (4.57m +/-) from the high water mark of the said Waters of the Atlantic Ocean and Sixty-four decimal point eight six metres (64.86m) or **HOWEVER OTHERWISE** the said lot of land may be bounded may measure or ought to be described **TOGETHER WITH** all appurtenances thereto belonging **AND ESPECIALLY TOGETHER WITH**

(a) Full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the said lot of land hereinbefore described or any part thereof and their tenants and servants and all other persons lawfully going to or from the said lot of land or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** the estate roadways Four decimal point eight eight metres wide (4.88m) shown coloured yellow on the said Plan leading to the said South Road **AND ALSO**

(b) Full free right and liberty for the owners and occupiers for the time being of the said lot land hereinbefore described or any part thereof and their tenants and servants and agents and all other lawfully authorised persons (together with any necessary workmen equipment and appliances) **TO ENTER INTO AND UPON** the roadway Four decimal point eight eight metres wide (4.88m) coloured Yellow on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being laid thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paving and to do and erect any such other works as may be necessary **PROVIDED ALWAYS** that any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition and **SUBJECT TO**

(c) The right of full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the lots marked “2”, “3” and “4” of the Grand Atlantic Estate on the said Plan and their respective servants and agents and all other persons lawfully authorized going thereto or therefrom or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** that part of the said lot of land as is shown coloured Green on the said Plan **TOGETHER WITH**

(d) The right to **ENTER INTO AND UPON** that part of the said lot of land as is shown coloured Green on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being land thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paving and to do and erect any such other works as may be necessary **PROVIDED ALWAYS** that any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition.

#### SECONDLY

**ALL THAT** certain lot of land situate in Warwick Parish in the Islands of Bermuda delineated and outlined in Red on the plan annexed and there on designated “Lot 2” containing nought decimal point six three nine Hectares (0.369 Hectares) and bounded **NORTH WESTERLY AND NORTHERLY** by Lot 3 of the Grand Atlantic Estate and measuring on two curved lines Fifty-eight decimal point four two metres (58.42m) and Eleven decimal point five six metres (11.56m) and **NORTH EASTERLY** and **EASTERLY** by Lot 4 of the Grand Atlantic Estate and measuring Seventeen decimal point five three metres (17.53m) and Seven decimal point six two metres (7.62m) again **NORTH EASTERLY** by the said Lot 4 of the Grand Atlantic Estate and measuring Thirty-five decimal point nought five metres (35.05m) and nineteen decimal point

six metres plus or minus (19.6m +/-) to the high water mark of the Waters of the Atlantic Ocean **SOUTH EASTERLY** by the said Waters of the Atlantic Ocean and there measuring along a straight line (chord measurement) from the commencement point of the measurement Nineteen decimal point six metres plus or minus (19.6m +/-) hereinbefore mentioned Seventy-six decimal point eight one metres (76.81m) **SOUTH WESTERLY** by the said Lot 1 of the Grand Atlantic Estate and there measuring along two straight lines Twelve decimal point two point plus or minus (12.2m +/-) from the high water mark of the said Waters of the Atlantic Ocean and Forty-five decimal point seven two metres (45.72m) **NORTH WESTERLY** by Lot 1 of the Grand Atlantic Estate and there measuring Twenty decimal point seven four metres (20.74m) and **SOUTH WESTERLY** by the said Lot 1 of the Grand Atlantic Estate and measuring Thirty-five decimal point nought seven metres (35.07m) or **HOWEVER OTHERWISE** the said lot of land may be bounded may measure or ought to be described **TOGETHER WITH** all appurtenances thereto belonging **AND ESPECIALLY TOGETHER WITH**

(a) Full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the said lot of land hereinbefore described or any part thereof and their tenants and agents and all other persons lawfully going to or from the said lot of land or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** the estate roadways Four decimal point eight eight metres wide (4.88m) shown coloured Yellow on the said Plan leading to the said South Road **AND ALSO**

(b) Full free right and liberty for the Purchaser and its successors in title to the said owners and occupiers for the time being Lot 2 and their tenants and agents and all other lawfully authorised persons (together with any necessary workmen equipment and appliances) **TO ENTER INTO AND UPON** the roadway Four decimal point eight eight metres wide (4.88m) coloured Yellow on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being laid thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paving and to do and erect any such other works as may be necessary **PROVIDED ALWAYS** that any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition and **SUBJECT TO**

(c) The right of full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the lots marked “1”, “3” and “4” of the Grand Atlantic Estate and their respective servants and agents and all other persons lawfully authorized going thereto or therefrom or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** that part of the said Lot 2 as is shown coloured Green on the said Plan **TOGETHER WITH**

(d) The right to **ENTER INTO AND UPON** that part of the Property as is shown coloured Green on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being land thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paving and to do and erect any such other works as may be necessary **PROVIDED ALWAYS** that any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition.

#### THIRDLY

**ALL THAT** lot of land situate in Warwick Parish in the Islands of Bermuda delineated and containing nought decimal point four four five hectares (0.445 hectares) (“**Lot 3**”) and bounded **NORTH WESTERLY NORTHERLY** and **NORTHEASTERLY** by the Public Road known as “South Road” and there measuring along eight (8) lines commencing in the north west corner Seventy nought nine seven metres (70.97m), Sixty decimal point three four metres (60.34m), One decimal point five two metres (1.52m), Two decimal point four metres (2.4m), Ten decimal point nine seven metres (10.97m), Seven decimal point six two metres (7.62m), Eight decimal point five nine metres (8.59m) and Six decimal point six seven metres (6.67m) **EASTERLY** by Lot 4 of the Grand Atlantic Estate and there measuring along 2 curved lines Five decimal point five five metres (5.55m) and Nineteen decimal point nine five metres (19.95m) and **SOUTH EASTERLY** and **SOUTHERLY** by Lot 2 of the Grand Atlantic Estate and measuring along two curved lines Eleven decimal point five six metres (11.56m) and Fifty-eight decimal point four two metres (58.42m) **EASTERLY SOUTH-EASTERLY** and **SOUTHERLY** by Lot 1 of the Grand Atlantic Estate and measuring along two curved lines and one straight line Fifty-eight decimal point nought six metres (58.06m), Twenty decimal point six eight metres (20.68m) and Twelve decimal point eight five metres (12.85m) or **HOWEVER OTHERWISE** the said lot of land may be bounded may measure or ought to be described **TOGETHER WITH** all appurtenances thereto belonging **AND ESPECIALLY TOGETHER WITH**

(a) Full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the said lot of land hereinbefore described or any part thereof and their tenants and servants and all other persons lawfully going to or from the said lot of land or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** the estate roadways Four decimal point eight eight metres wide (4.88m) shown coloured Yellow on the said plan leading to the said South Road **AND ALSO**

(b) Full free right and liberty for the said owner and its occupiers for the time being of the said lot of land hereinbefore described and their tenants, servants and agents and all other lawfully authorised persons (together with any necessary workmen equipment and appliances) **TO ENTER INTO AND UPON** the roadway Four decimal point eight eight metres wide (4.88m) coloured Yellow on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being laid thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paying and to do and erect any such other works as may be necessary **PROVIDED ALWAYS THAT** any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition and **TOGETHER ALSO** with the easement over lot 4 to gain access to the “trash collection areas” designated as such on the said Plan but **SUBJECT TO**

(c) The right of full free and unrestricted right-of-way and passage for the owners and occupiers for the time being of the lots marked “1”, “2” and “4” of the Grand Atlantic Estate and their respective servants and agents and all other persons lawfully authorized going thereto or therefrom or any part thereof with or without animals and vehicles of all descriptions **OVER AND ALONG** that part of the said lot of land as is shown coloured Green on the said Plan **TOGETHER WITH**

(d) The right to **ENTER INTO AND UPON** that part of the Property as is shown coloured Green on the said Plan **FOR THE PURPOSE** of laying inspecting repairing and maintaining any cables wires and pipes for the time being land thereunder or for the laying of additional cable wires and pipes and in respect of such operation or operations to dig remove turf soil and/or paving and to do and erect any such other works as may be necessary **PROVIDED ALWAYS** that any such turf soil and/or paving so disturbed or removed shall be replaced in proper condition with due expedition.

**Corporate Service Provider for the Applicant**  
**Lincoln Management Ltd.**