

MG01

Particulars of a mortgage or charge

027603/13

Oyez

A fee is payable with this form

We will not accept this form unless you send the correct fee

Please see 'How to pay' on the last page

☒ **What this form is for**
You may use this form to register
particulars of a mortgage or charge
in England and Wales or Northern
Ireland

☐ **What this form is NOT for**
You cannot use this form to register
particulars of a charge for
company. To do this, please use
form MG01s

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01/02/2013

#157

COMPANIES HOUSE

1 Company details

Company number 0 0 1 7 5 2 8 0

Company name in full **CARLISLE UNITED ASSOCIATION FOOTBALL CLUB**
(1921) LIMITED ("the Borrower")

4 0 For official use

Filing in this form
Please complete in typescript or in
bold black capitals

All fields are mandatory unless
specified or indicated by *

2 Date of creation of charge

Date of creation 3 0 0 1 2 0 1 3

3 Description

Please give a description of the instrument (if any) creating or evidencing the
charge, e.g. 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'

Description **Legal Charge ("the Legal Charge")**

4 Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured **1. All "secured liabilities" (meaning all monies, obligations and liabilities whatsoever whether for principal interest or otherwise which may now or at any time in the future be due, owing or incurred by the Borrower to the Society from time to time (including without limitation the obligations and liabilities of the Borrower under the facility letter and under the Legal Charge) whether present or future, actual or contingent and whether alone, severally or jointly as principal guarantor, surety or otherwise and in whatever name or style and whether on any current or other account or in any other manner whatsoever and including but without limitation all expenses).**

Continuation page

Please use a continuation page if
you need to enter more details

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Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured

- 2. All other obligations and liabilities to the Society of whatever description whether actual or contingent and whether arising in contract, tort or otherwise to which the Borrower is now or shall at any time (and whether on or after such demand) be subject either alone or jointly with any other person or persons (whether in partnership or otherwise) as either principal or surety.**
- 3. All costs, charges and expenses incurred by the Society or which it shall properly incur in or about the enforcement preservation or attempted preservation of the Legal Charge, the property and any other property from time to time comprised in the Legal Charge on a full indemnity basis.**
- 4. Interest as provided by the Legal Charge on all such monies, charges, obligations and liabilities and all such costs and expenses.**
- 5. All charges and expenses incurred by the Society in connection with any claims or proceedings brought by the Borrower or any third party or taken by the Society against any borrower or any third party in connection with the validity of the security created by the Legal Charge or any part or parts thereof or the exercise of any right, remedy or power on behalf of the Society contained in the Legal Charge.**

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5 Mortgagee(s) or person(s) entitled to the charge (if any)

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge	
Name	Cumberland Building Society ("the Society")
Address	Cumberland House, Castle Street
	Carlisle, Cumbria
Postcode	C A 3 8 R X
Name	
Address	
Postcode	

Continuation page

Please use a continuation page if you need to enter more details

6 Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged	
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Continuation page

Please use a continuation page if you need to enter more details

Short particulars	<p>1. By way of first legal mortgage the property known as 257 Warwick Road, Carlisle, CA1 1LJ as registered at the Land Registry with title number CU135741 ("the Property").</p> <p>2. In so far as the Borrower has the benefit of the same by way of first fixed equitable charge the benefit of all guarantees, warranties, representations given or made by and any rights or remedies against all or any of the architects, quantity surveyors, building contractors and consulting engineers now or at any time engaged by the Borrower in relation to the Property and the manufacturers, suppliers or installers of all plant, machinery, fixtures, fittings and other items now or from time to time in the buildings erected or to be erected on the Property and any other person, firm or company now or from time to time under contract with or under a duty to the Borrower and the benefit of all sums recovered in any proceedings against all or any such persons.</p> <p>3. By way of fixed charge and assignment to the Society (subject to reassignment on repayment):</p> <p>(a) the benefit of any personal or premises licences held in connection with the carrying out of the business and in particular the benefit of any licence and any other licence issued under any statutory provision controlling the conduct of the business and the benefit of all compensation which may from time to time become payable to the Borrower on account of non-renewal of any such licence;</p> <p>(b) all the rights, titles, benefits and interests whether present or future of the Borrower to all rents and other monies from time to time due, owing or incurred to the Borrower under any lease, agreement for lease, tenancy agreement, licence and any other right of occupation of the Property including the right to receive the same and the full benefit of any guarantee or security for the performance thereof now or at any time hereafter given together with all claims, courses of action and damages arising in connection therewith and any proceeds of the foregoing.</p>
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7 Particulars as to commission, allowance or discount (if any)

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered

Commission allowance or discount

None

8 Delivery of instrument

You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860). If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 870).

We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 866). The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it. Where a body corporate gives the verification, an officer of that body must sign it. We will also accept a verified copy where section 867(2) applies (property situated in another part of UK).

9 Signature

Please sign the form here

Signature

Signature

X

X

This form must be signed by a person with an interest in the registration of the charge

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Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name

Peter Marrs

Company name

Cartmell Shepherd

Address

Viaduct House

Victoria Viaduct

Carlisle

Post town

County/Region

Postcode

C A 3 8 E Z

Country

DX

DX 63006 CARLISLE

Telephone

01228 516666



Certificate

We will send your certificate to the presenter's address if given above or to the Company's Registered Office if you have left the presenter's information blank.



Checklist

We may return forms completed incorrectly or with information missing

Please make sure you have remembered the following.

- ☐ The company name and number match the information held on the public Register
- ☐ You have included the original deed with this form
- ☐ You have entered the date the charge was created
- ☐ You have supplied the description of the instrument
- ☐ You have given details of the amount secured by the mortgagee or chargee
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge
- ☐ You have entered the short particulars of all the property mortgaged or charged
- ☐ You have signed the form
- ☐ You have enclosed the correct fee



Important information

Please note that all information on this form will appear on the public record



How to pay

A fee of £13 is payable to Companies House in respect of each mortgage or charge

Make cheques or postal orders payable to 'Companies House'



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below

For companies registered in England and Wales

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ
DX 33050 Cardiff

For companies registered in Scotland

The Registrar of Companies, Companies House,
Fourth floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post)

For companies registered in Northern Ireland

The Registrar of Companies, Companies House,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG
DX 481 NR Belfast 1



Further information

For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk



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FILE COPY

CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 869(5) & (6) of the Companies Act 2006

COMPANY NO. 175280
CHARGE NO. 40

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A LEGAL CHARGE DATED 30
JANUARY 2013 AND CREATED BY CARLISLE UNITED
ASSOCIATION FOOTBALL CLUB (1921) LIMITED FOR
SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE
COMPANY TO CUMBERLAND BUILDING SOCIETY (THE
SOCIETY) ON ANY ACCOUNT WHATSOEVER UNDER THE
TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING
OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT
TO CHAPTER 1 PART 25 OF THE COMPANIES ACT 2006 ON THE
1 FEBRUARY 2013

GIVEN AT COMPANIES HOUSE, CARDIFF THE 4 FEBRUARY
2013



Companies House



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES