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COMPANIES FORM No. 395

Particulars of a mortgage or charge

395

Please do not
write in
this margin

Pursuant to section 395 of the Companies Act 1985

Please complete
legibly, preferably
in black type, or
bold block lettering

To the Registrar of Companies

For official use

Company number

[8][1][1][1]

617910

Name of company

* ELLESMERE SAND & GRAVEL CO LIMITED

* insert full name
of company

Date of creation of the charge

25.7.95

Description of the instrument (if any) creating or evidencing the charge (note 2)

MORTGAGE

Amount secured by the mortgage or charge

ALL MONEYS AND LIABILITIES NOW DUE OR WHICH MAY
BECOME DUE FROM THE COMPANY TO LLOYDS BANK PLC.

Names and addresses of the mortgagees or persons entitled to the charge

LLOYDS BANK PLC, REGIONAL SECURITIES CENTRE

SECTION 9303, PO BOX 70, 123 COLMORE ROW,

BIRMINGHAM

Postcode

B3 3AE.

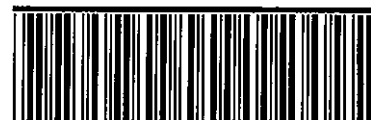
Presentor's name address and
reference (if any):Lloyds Bank plc
BX 701860 BIRMINGHAM 6For official Use
Mortgage Section

Post room

Cat. No. CO 395

London:
SHAW & SONS Ltd.,
Shaway House,
Lower Sydenham,
SE26 5AE
LLY 1163

Time critical reference

PMO *P2HK4DT2* 230
COMPANIES HOUSE 10/08/95

Short particulars of all the property mortgaged or charged

Please do not
write in
this margin

Please complete
legibly, preferably
in black type, or
bold block lettering

(A) By way of Legal Mortgage the **FREE** hold property known as or being **LAND AT FRANKTON GRANGE ESTATE, COCKSHUTT & LOPPINGTON, NRELESHERE, SHROPSHIRE** including the entirety of the property comprised in CONVEYANCE DATED 11.8.66 MADE BETWEEN **JOHN ABRAMALL ROBINSON & JAMESIAN ALEXANDER MCLACHLAND (1) JOHN ABRAMALL ROBINSON (2) FREDERICK TUDOR GRIFFITHS (3) & CONFIRMATORY CONVEYANCE DATED 20.6.68 MADE BETWEEN FREDERICK TUDOR GRIFFITHS (1) ELLENHIRE SAND & GRAVEL COMPANY LTD (2)** together with all buildings and fixtures thereon.

(B) By way of floating charge all moveable plant, machinery, implements, utensils, furniture, goods and equipment now or from time to time placed on or used in or about the above property.

(C) By way of assignment the goodwill of the business (if any) carried on by the Company at the above premises.

(D) By way of assignment the benefit of all guarantees or covenants by any surety or sureties of any of the lessee's obligations under any existing lease or underlease of the mortgaged premises.

(E) By way of fixed charge such share or shares in any residents' or management company connected with the mortgaged premises and all rights, benefits and advantages at any time arising in respect of the same.

(F) By way of assignment the right to receive and the full benefit of all rentals payable to the Company by any tenant (present or future) of the mortgaged premises.

NB: The company is not permitted without the written consent of the Bank to create or permit to subsist or arise any mortgage, debenture, hypothecation, charge, assignment by way of security, pledge or lien or any other encumbrance or security whatsoever (other than the prior mortgages referred to in the legal charge) over all or any part of the assets, rights and properties thereby mortgaged, charged or assigned to the Bank.

Particulars as to commission allowance or discount (note 3)

Signed

Date

-9 AUG 1995

On behalf of [company] [mortgagee/chargee]†

† delete as
appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
 - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
 - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,
 for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.

FILE COPY



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 00617910

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A MORTGAGE DATED THE 25th JULY 1995 AND CREATED BY ELLESMERE SAND & GRAVEL CO. LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO LLOYDS BANK PLC ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 10th AUGUST 1995.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 11th AUGUST 1995.

[Signature]
for the Registrar of Companies



COMPANIES HOUSE

HC026B

EC 11/8 PW